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SCRANTON CITY COUNCIL MEETING

HELD:

Thursday, March 29, 2012

LOCATION:

Council Chambers

Scranton City Hall

340 North Washington Avenue

Scranton, Pennsylvania

CATHENE S. NARDOZZI, RPR - OFFICIAL COURT REPORTER

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CITY OF SCRANTON COUNCIL:

JANET EVANS, PRESIDENT

FRANK JOYCE, VICE-PRESIDENT

ROBERT MCGOFF

PAT ROGAN

JOHN LOSCOMBE

NANCY KRAKE, CITY CLERK

KATHY CARRERA, ASSISTANT CITY CLERK

BOYD HUGHES, SOLICITOR

1 (Pledge of Allegiance recited and
2 moment of reflection observed.)

3 MS. EVANS: Roll call, please.

4 MS. CARRERA: Mr. McGoff.

5 MR. MCGOFF: Here.

6 MS. CARRERA: Mr. Rogan.

7 MR. ROGAN: Here.

8 MS. CARRERA: Mr. Loscombe.

9 MR. LOSCOMBE: Here.

10 MS. CARRERA: Mr. Joyce.

11 MR. JOYCE: Here.

12 MS. CARRERA: Mrs. Evans.

13 MS. EVANS: Here. Dispense with the
14 reading of the minutes, please.

15 MS. KRAKE: THIRD ORDER. 3-A.
16 DEPOSIT MADE BY THE SCRANTON SINGLE TAX
17 OFFICE IN THE AMOUNT OF \$13,211.63 TO
18 FIDELITY BANK FOR THE 2012 TAN DEBT.

19 MS. EVANS: Are there any comments?
20 If not, received and filed.

21 MS. KRAKE: 3-B. DEPOSIT MADE BY THE
22 SCRANTON SINGLE TAX OFFICE IN THE AMOUNT OF
23 \$1,910,172.47 TO FIDELITY BANK FOR THE 2012
24 TAN DEBT.

25 MS. EVANS: Are there any comments?

1 If not, received and filed.

2 MS. KRAKE: 3-C. TAX ASSESSOR'S
3 REPORT, HEARING DATE, APRIL 4, 2012.

4 MS. EVANS: Are there any comments?
5 If not, received and filed.

6 MS. KRAKE: 3-D. SCRANTON-LACKAWANNA
7 HEALTH & WELFARE AUTHORITY'S REGULAR BOARD
8 MEETING OF JANUARY 19, 2012.

9 MS. EVANS: Are there any comments?
10 If not, received and filed.

11 MS. KRAKE: 3-E. MINUTES OF THE
12 COMPOSITE PENSION BOARD MEETING HELD
13 FEBRUARY 22, 2012.

14 MS. EVANS: Are there any comments?
15 If not, received and filed. Do any council
16 members have announcements at this time?

17 MR. MCGOFF: I have one. Once again
18 I'd like to invite everyone to the Easter
19 Eggstravaganza held this Saturday, March 31,
20 at Harmon Field in South Scranton. It's on
21 Meadow Avenue. It's from 11:30 to 3:30
22 there is an Easter Eggstravaganza for
23 children. There is no charge for the Easter
24 egg hunt and I'm hold told that the Easter
25 bunny has prepared something like \$25,000

1 eggs for distribution to the children.

2 There are children's activities, basket
3 raffles and refreshments and all of this is
4 conducted by the Newell family in memory of
5 Matthew Newell and the proceeds go to the --
6 go to Matthew's Mission, which aids children
7 with disabilities, so that's this Saturday
8 at Harmon Field from 11:30 to 2:30.

9 MS. EVANS: Is there anyone else?

10 MR. ROGAN: Yes, I have just one.

11 The Lackawanna County Conservation District
12 will be having it's 2012 seedling sale.
13 Some of the trees and shrubs that could be
14 bought are blue spruce, pear trees, peach
15 trees, apple trees, blueberry bushes, red
16 raspberry plants, miniature rhododendron and
17 strawberry plants. They could be ordered at
18 the Lackawanna County Conservation District
19 at 1300 Old Plank Road in Mayfield,
20 Pennsylvania, and the location of this
21 building is about four and half miles north
22 of Eynon on Route 6 or you can call by phone
23 at 570-281-9495.

24 MS. EVANS: Mrs. Krake, do you have
25 any clerk's notes?

1 MS. KRAKE: No, Mrs. Evans.

2 MR. JOYCE: I have one.

3 MS. EVANS: Oh, I'm sorry.

4 MR. JOYCE: That's okay. PLCTA,
5 Parents Loving Children Through Autism
6 annual walk is an awareness walk. It will
7 be held Saturday, April 21, at Nay Aug Park
8 in the Scranton's hill section. The walk
9 begins at 11 a.m. and if you would like more
10 information about the walk please contact
11 the PLCTA at 341--3388.

12 And the Greater Scranton Jaycees
13 will hold their Easter egg scramble this
14 Sunday at noon at Nay Aug Park, and if you
15 are interested in attending this event and
16 would like more information you can visit
17 their website at www.ScrantonJaycees.org.
18 And that's all.

19 MS. EVANS: Thank you. Mrs. Krake,
20 any notes?

21 MS. KRAKE: No, Mrs. Evans.

22 MS. EVANS: Thank you.

23 MS. KRAKE: Citizens' participation.

24 MS. EVANS: Our first speaker this
25 evening is Giovanni Piccolino.

1 MR. PICCOLINO: Good evening, city
2 council, just be real brief. Two things,
3 number one, the bridge on South Washington
4 Avenue, we have seen at least one a month
5 where a tractor trailer gets wedged
6 underneath it. I don't know if the height
7 is not measured right or whatever, but it's
8 at least like once a month anymore where I
9 don't know if it's maybe when they are going
10 down it's a little of slope that the back of
11 their truck -- but it's over and over
12 again. It just says 11 feet, so I don't
13 know if it can be remeasured or something
14 like that.

15 And the second thing, Easter Sunday
16 from 5:00 to 8:00, Buona Pizza will be
17 opening up it's doors to the community so
18 come one come all for Easter dinner, candy
19 and whatnot, so whoever wants to come, and
20 that's it. Thank you.

21 MS. EVANS: Thank you very much for
22 that very generous offer. Bill Jackowitz.

23 MR. JACKOWITZ: Good evening,
24 Scranton City Council. Bill Jackowitz,
25 South Scranton resident and member of the

1 Taxpayers' Association. I am still waiting
2 for the night when I look over to left and I
3 see Mayor Doherty and his cabinet sitting in
4 those empty chairs. Although, today the
5 Honorable Mayor Doherty gave his state of
6 the city address at the Chamber of Commerce
7 outlining his accomplishments. That took 20
8 seconds. I wonder what he spoke about for
9 the next 19 minutes and 40 second.

10 "We appreciate Senator Casey's help.
11 We are looking for all the help we can get."
12 Honorable Mayor Chris Doherty.

13 "We would like to bring our
14 department back up to where it was before
15 the layoffs." Fire Chief Tom Davis.

16 Why are the grant writers laid off
17 firefighters. I would think that the
18 Honorable Mayor Chris Doherty and the fire
19 chief would be the ones writing the grants
20 since they are the ones making the decisions
21 that have been jeopardizing the safety of
22 the residents of Scranton.

23 I spoke about the RIT, Rapid
24 Intervention Team at a previous meeting. It
25 was nice to hear that Dunmore and Scranton

1 will be working together on this serious
2 matter. Again, why is it the firefighters,
3 not the fire chief and the mayor, working on
4 these procedures. The Honorable mayor and
5 Chief Tom Davis were the experts when it
6 came to layoffs and closures.

7 Senator Bob Casey citing firehouse
8 closings and brownouts. Senator Casey urged
9 FEMA to award the funds. "Scranton has a
10 critical need for more firefighters and
11 receiving the grant money will make that
12 need a reality," Senator Casey said.

13 "This is an about making sure
14 Scranton residents are safe and can have
15 security in knowing that there are a enough
16 firefighters on the job."

17 I must ask where Senator Bob Casey
18 has been for the past five years. Has he
19 not seen the red and white yard signs urging
20 the Honorable Mayor Doherty not to close
21 fire stations? Has he not read the
22 Honorable Mayor Doherty's quotes in the
23 Times-Tribune and heard the Honorable Mayor
24 on the local news casts where he has proudly
25 stated that firefighters must do more with

1 less, that response times would not be
2 jeopardized by closure and brownouts? Did
3 the senator not read the Honorable Mayor
4 Doherty's quote recently in the
5 Times-Tribune that stated if council wanted
6 more firefighters why they did not increase
7 the firefighters in the 2012 budget or
8 budget any money for additional
9 firefighters.

10 Also, Senator Casey, where were you
11 when the Honorable Mayor Doherty took city
12 council to Court and the Honorable Judge
13 Mazzone ruled against city council? Also,
14 when the laid off firefighters took the city
15 to Court, and the Honorable Judge Harold
16 Thomson ruled against the firefighters and
17 in favor of the Honorable Mayor Doherty.

18 I must realize that the past five
19 years have not been election years and 2012
20 is. Again, I must say politics as usual.
21 Money votes, money power.

22 I wonder why State Representatives
23 Murphy and Smith have not weighed in yet?
24 They also have been quiet for the past few
25 years about the safety of Scranton

1 residents, business owners and visitors to
2 the City of Scranton.

3 The new 2012 Recovery Plan. I will
4 again remind city council and the residents
5 what happened with the 2001 Recovery Plan.
6 Just a remainder, it did not work and the
7 Honorable Mayor Doherty violated the
8 Recovery Plan at every opportunity that
9 benefited the Honorable Mayor Doherty and
10 PEL and DCED did nothing to stop them.

11 By the way, I feel that the Home
12 Rule Charter has been violated by the
13 Honorable Mayor Doherty on several
14 occasions, also. Just a reminder, pay
15 attention and by all means put the taxpayers
16 first for once. Make the right choice and
17 in 30 years Scranton will be back on its
18 feet. Make the wrong choice and Scranton
19 will remain distressed for another 30 years.

20 In closing my state of the city
21 address, the city remains distressed, taxes
22 are too high for the services that are
23 provided, the city's debt of over \$300
24 million long term is too high, far too many
25 vacant lots and buildings in the city, roads

1 are terrible, projects promised, but they
2 are not completed, low paying jobs, high
3 unemployment, authorities are out of control
4 without adult leadership. Summing up the
5 city, the City of Scranton is a mess, and
6 that's my state of the city address.

7 Citizens are asking me, they want to
8 know about the garbage fees, some people are
9 concerned that the garbage fees are going to
10 be going up. My understanding is none of
11 this will happen until after the new
12 Recovery Plan is approved or disapproved.
13 That will be part of the new Recovery Plan.
14 If one of the council members would please
15 address that and relieve the anticipation of
16 some citizens because I'm getting asked this
17 question by many people, I don't know why
18 they ask me, but they do.

19 And Hawthorne race track, the other
20 day I was watching the races, the horse
21 races, and there was a horse who came in
22 dead last and the horse's name was Arrested
23 by Duffy.

24 MS. EVANS: I can state for the
25 record at this time that the garbage fees,

1 the 2012 garbage fees in the City of
2 Scranton will remain the same. I believe
3 that amount is \$178. There will be no
4 change in 2012. Though the Pennsylvania
5 Economy League is proposing increases,
6 council and the mayor are working together
7 to produce our own imitatives for a Revised
8 Recovery Plan, and certainly we are -- I can
9 at least speak for council, we are not in
10 agreement with the increases proposed by the
11 Pennsylvania Economy League.

12 Our next speaker is Ozzie Quinn.

13 MR. QUINN: Good evening. Ozzie
14 Quinn, Taxpayers' Association.

15 MR. JOYCE: Good evening.

16 MR. QUINN: First, I want to thank
17 Mr. Joyce for the motions -- for giving me
18 that reply on the requests, okay. You know,
19 that audit, okay, it's really difficult for
20 a laymen to try to determine what the heck
21 is going on. When we spoke about the \$3
22 million that the mayor found we didn't know
23 where it was, Mr. Hughes said it's in there
24 someplace and, you know, I can't find it,
25 but it must be in there, and then where that

1 \$11 that has up there as revenue for OECD
2 and then he started quoting some kind of a
3 law, that's beyond my intelligence, okay?
4 I'm not a CPA. I appreciate it though.

5 The mayor gave the state of the city
6 address I guess over at the Chamber of
7 Commerce and I don't know how he could give
8 a state of the city address. Gee whiz, just
9 look at the audit. It shows \$313 million
10 debt, and this isn't a negative, it's -- I'm
11 trying to positive about being negative,
12 more or less an oxymoron because this is
13 unbelievable.

14 You know, if you look at his website
15 he goes on and tells all he is doing and
16 it's just ridiculous. He has spent over \$4
17 million per se in parks. We don't have one
18 baseball diamond in the city, one softball
19 diamond. No leagues. You have to pay to
20 swim. I mean, even in a city like this, Mr.
21 McGoff will appreciate it, but I wouldn't,
22 they should have a summer basketball league
23 for the high school and college kids to hone
24 their, you know, their ball playing during
25 the summer, you know? There's just

1 something wrong. And this Bureau of Rec,
2 that's without the salaries. That's what he
3 spent, you know, he spent it on trees and
4 whatnot, you know.

5 Okay, Mr. Rogan, you mentioned about
6 the possibility, you said that PEL had
7 proposed in the Recovery plan privatization
8 of the DPW and you thought that might be a
9 good idea, well, I just want to give you a
10 little history, okay? In 1966 or '70
11 retired Judge Walsh, Jim Walsh, was the
12 Mayor of the City of Scranton and in '68,
13 the Fall of '68, he privatized DPW, okay,
14 and he said the budget wasn't going to work
15 and, you know, what happened was there was
16 violence in the city. They were cutting the
17 tires, they were shooting at each other,
18 okay, and it got to be a mess. It really
19 got to be a mess. So I don't think that's
20 going to be, you know, help at all because I
21 can see these poor people if anybody gets
22 laid off work just to privatization to save
23 some money, I can see problems down the
24 line.

25 MR. ROGAN: Mr. Quinn, I'll just

1 make one point. I understand that
2 privatization from what I looked into in
3 other municipalities there is a right way to
4 do it and there is a wrong way to do it, and
5 if you do it the wrong way that's what's
6 going to happen. I would prefer to see the
7 DPW reformed before privatized.

8 MR. QUINN: Maybe privatization is
9 the wrong word because when it comes from
10 the state it's easy to say something when
11 you live in Harrisburg and you have people
12 living like Mr. Doherty or something that
13 works for the city, you know, it's pretty
14 tough.

15 I do want to say that these
16 nonprofits that you people are trying to
17 address and that LERTA which, you know,
18 these are special interests and we don't
19 need these things, there is no doubt about
20 it. You know, every time there is a fire or
21 a police call to some of these places now
22 nonprofits or somebody gets a LERTA,
23 taxpayers are paying double. There is no
24 doubt about it, you know. There is no -- we
25 can't win. We got to get these state

1 programs the heck out of here, you know?
2 It's just not working.

3 Now, along the lines, okay, of what
4 we -- hopefully if the administration would
5 start looking a Scopelliti, okay, he has
6 three empty commercial buildings in the
7 parking garages so right away he chooses one
8 of the cronies. Nice guy, but one of the
9 cronies of Dohertys, okay? And I see on the
10 last -- the final reading tonight, financial
11 contributor of Doherty's, nice guy, but he
12 wants \$71,000 as a cost overrun. I mean,
13 these are the things that kill the city.

14 Why doesn't he put out an RFP to for
15 find out which would be the best cost factor
16 in getting -- who could we get for grants to
17 whatnot, you know, it just don't work that
18 way around here, and it's got to start to
19 change.

20 I just want to say one other thing,
21 okay, I was at the Scranton county
22 commissioners meeting yesterday and it's --
23 I thank the city council for holding their
24 meetings at night because I was up on the
25 sixth floor and parking cost me \$5.10, and I

1 MS. EVANS: The 11.5?

2 MR. JOYCE: The 11.5 from this year?

3 MR. SBARAGLIA: The TAN we borrowed.

4 MS. EVANS: Yes, that was 11.5.

5 MR. SBARAGLIA: 11.5, okay, you're
6 right.

7 MS. EVANS: About 6.2 or 6.3 million
8 that has been paid.

9 MR. SBARAGLIA: So we still got a
10 away to go. Yeah, that's right, 11.5.
11 Usually it was 12, 12.5.

12 MR. JOYCE: Right. I'll address it
13 more during motions as well.

14 MR. SBARAGLIA: Well, there was a
15 good -- a good discussion about this earned
16 income tax. It was very informative, but we
17 got holes and you don't even have to guess
18 you got holes. First of all, that money was
19 coming in every month, now it's coming in
20 every quarter, plus when he says he got only
21 30 days they mentioned they got to disburse
22 and they don't get the money October -- I
23 mean, April 30, and then they got 30 days to
24 disburse it, that's quite a bit. You know
25 we are going to be in -- going down the

1 drain, there is no question about it. That
2 money is the life blood of the city at this
3 point and they don't see any reason to hurry
4 it along, but I blame Harrisburg down there,
5 the legislation. Nobody ever even looked at
6 it, plus you are losing what is it 1.5
7 percent? Because I don't think our tax
8 office took a commission out just to pay
9 their employees, of course, I don't know how
10 many employees were into that, and I guess
11 they are going to be laid off. I guess
12 pretty quick, and the ones that were
13 assigned for the '11 tax, so I don't know
14 how many employees they said they were going
15 to lose of the tax office, I don't even
16 remember the exact amount, but they said
17 they are going to lay off some employees so
18 that's coming up.

19 And I don't know anything about this
20 company. Of course, you weren't -- nobody
21 knew about it too much, what actually is the
22 way he did business, where he did business
23 and so forth and so on. All they said he
24 was a tax collector, just like Darren I
25 guess, that was a tax collector, too, I

1 don't know if that was -- they were in that
2 group or whatever, but I see we got holes
3 and the question is what happened to
4 Scranton individually? I don't care about
5 the other municipalities, all I know is
6 you're due I guess for a big jump.

7 Well, you can add up from what
8 Courtright told you from every -- from every
9 month and then you can assume at that point
10 we should get that money, so we must be
11 talking about what is about, 12 or 15
12 million we are due to get sometime in I
13 guess May 1, by May 1 or somewhere in May?

14 MS. EVANS: Late April, early May,
15 but I don't know that it would be that much,
16 but it is a sizable amount.

17 MR. SBARAGLIA: It should be close.
18 All those things you were reading off they
19 added up pretty good. Let's hope we get it.
20 That's the only way you can figure what's
21 happening. You just take that and say from
22 Courtright and see what we actually get and
23 you can see how bad we are, plus we are
24 going to lose 1.45, but I don't know if the
25 employees ate up that, the ones that are

1 laid off, but I can see Scranton is in bad
2 shape at this point. You are right. We are
3 in bad shape. I don't now much longer we
4 get a hang on there. I guess we are getting
5 to be desperate. There is no question about
6 that.

7 It's just ashame that we have
8 allowed this to happen, and who are going to
9 blame? Our leadership. You have to blame
10 our leadership for the city and for the
11 county for where we are today. No wonder
12 why we need all these huge tax increases.
13 We have great incompetence in our city
14 government and our government for the
15 county, too. How people ever elected them
16 people I'll never know. I wish I can really
17 understand how people vote, I just don't,
18 because they certainly don't vote with their
19 head.

20 So whatever they did we're all in
21 the same boat and that's the bad part about
22 it. Like I told you before, I should have
23 put in a grant for that dam across from east
24 to west. We can drown in water or drown in
25 red ink, but the main thing is we are going

1 to drown. Like I told you before, I don't
2 relish where you are. I wish you God's
3 speed for whatever you have to do.

4 MS. EVANS: Thank you,
5 Mr. Sbaraglia. Gerard Hetman.

6 MR. HETMAN: Good evening, Council.
7 Gerard Hetman, here from Lackawanna County
8 Department of Community Relations. First,
9 we would like to, I believe I would like to
10 speak on behalf of the department thanking
11 you for the warm reception last week. This
12 is our second, we are coming to the end of
13 the second week in going out and engaging in
14 local municipal government bodies such as
15 yourselves and we have had a great deal of
16 cooperation throughout the county, from
17 Vanderling and Carbondale down to the
18 tri-borough and, of course, here in the City
19 of Scranton, so thank for the reception, all
20 of you.

21 Second, we just have some
22 announcements that the commissioners and
23 other county departments and agencies would
24 like to share with you and the Scranton
25 residents. First, the Wilkes-Barre

1 International Airport will be hosting their
2 annual Aviation Exploration Day, and that
3 will be on April 14, I believe it's a
4 Saturday, from 11:00 a.m. to 4:00 p.m. That
5 will include static aircraft displays, from
6 a variety of vintage aircraft owners,
7 military police, other civil agencies will
8 have aircraft on display and I believe the
9 Marywood Aviators who are sponsoring that
10 will offer airplane rides for \$20.

11 I know that's a part of it, I'm not
12 sure if that's their operation, but airplane
13 rides will be available to the general
14 public with all proceeds going to the Angel
15 Flight of America organization which I
16 believe does runs for organ transplants for
17 needy patients, so that's one.

18 The County Parks and Recreation
19 Department has a number of ongoing programs
20 at McDade Park, the first one is which the
21 20th annual fishing derby, that will take
22 place on Saturday, May 5, open to children
23 ages four to 12 years old. Registration
24 starts at 10 a.m. and the cost is \$5 per
25 child.

1 Also, the County Parks and
2 Recreation Department is hosting it's annual
3 women's basketball league at McDade Park.
4 That begins on May 10 and game starts at
5 6:15 or 7:15 p.m. for women ages 21 and up
6 and the cost of registration is \$35 for the
7 season.

8 Lastly, from the County Parks and
9 Recreation Department is their outdoor
10 basketball clinic series for boys and girls
11 ages seven to ten for one league and 11 to
12 14 years old for the other league. That
13 would run starting June 18 and it runs
14 during the month of June and July at various
15 times and various age groups.

16 Information on all of these programs
17 can be obtained by calling 570-963-6763.
18 Again, that's 570--963-67643.

19 Also, the Lackawanna River Corridor
20 Association is gearing up for it's 25th
21 annual riverfest -- or I believe LRCA is
22 celebrating 25 years, but the annual
23 riverfest 2012 will be taking place on
24 Saturday, June 9. We will have more
25 information as that event draws near.

1 And lastly, the South Side Business
2 Alliance will be working in conjunction with
3 the Scranton Police Department, providing
4 neighborhoods concerning any business crime,
5 prevention training session, that will held
6 on Tuesday, April 10th at 9:00 a.m. in the
7 United Neighborhood Center Conference room
8 at 4:25 Alder Street in Scranton,
9 Pennsylvania. Information can be obtained
10 by contacting Gavin Martinez at
11 570-346-0759.

12 That's all of our announcements. Is
13 there anything that council would like to
14 request or comment on at this time?

15 MS. EVANS: I have nothing at this
16 time. Gentlemen?

17 MR. HETMAN: Last, but not least, I
18 will speak to Mr. Quinn, I will talk to you
19 definitely after the meeting, I don't want
20 to cause a sidebar during the session, but
21 we will get him an answer for his question
22 regarding the commissioner's meetings, which
23 we're talking about that, and we will make
24 sure he is satisfied with his answer to that
25 inquiry. That's all I have. Anything else?

1 MS. EVANS: Thank you.

2 MR. HETMAN: Thank you, Council.

3 MS. EVANS: Thank you very much.

4 Doug Miller.

5 MR. JOYCE: Very briefly before
6 Mr. Miller comes up to speak, Mr. Sbaraglia,
7 I did quickly just calculate what 1.45
8 percent of 22 or so million dollars would
9 be, which is a little bit more than what we
10 collected in earned income tax, and you are
11 looking at slightly over \$300,000 collected,
12 for them to collect the EIT.

13 MS. EVANS: But I think if I could
14 just add to that, my concern in addition is
15 that the fact that they have so few
16 employees in their office. I know they said
17 they are interviewing and perhaps they will
18 have one, two, three more, but certainly
19 with the workload that they should be
20 encountering with the collection of EIT
21 throughout Lackawanna County that demand is
22 going to require more than three employees.

23 MR. ROGAN: I would also add, you
24 know, if something is not broken don't fix
25 it. With Tax Collector Courtright in office

1 we haven't had any problems, now, previous
2 to that the tax office was obviously a mess,
3 but I'm usually a big fan of private
4 industry taking over but this is one
5 situation where it seems like the public
6 sector does a much better job. You know,
7 the questions I outlined before is they are
8 making interest off our money where they say
9 they are or they're not.

10 MS. EVANS: Well, they are.

11 MR. JOYCE: Plus their fee.

12 MR. ROGAN: Plus their fee. Well,
13 the fee was part of the contract, but if
14 they are holding money they are not just
15 letting it sit there in cash, they are
16 making interest on it.

17 MR. JOYCE: Fee plus interest.

18 MR. ROGAN: That's why if you take
19 the power ball for the Mega Millions, it's
20 now 500 and some million over annuity
21 because they are collecting interest on what
22 they're not paying or you can only get half
23 of it in cash. It's the same things. Those
24 are the kinds of amounts of money we are
25 dealing with when we deal with the whole

1 county, every municipality.

2 MS. EVANS: Yes.

3 MR. ROGAN: It's an astronomical
4 amount.

5 MS. EVANS: And I would think it's a
6 definite concern to all of the
7 municipalities, townships, boroughs within
8 the county that they don't have their money
9 available to them to meet their daily
10 operating needs, and I know Scranton is in a
11 particularly unique situation because our
12 real estate taxes are tied up, but, you
13 know, I think if we asked anyone else
14 countywide, you know, if they are enjoying
15 having zero revenue at this point, I doubt
16 that many would agree.

17 MR. ROGAN: I don't think there is
18 not one person on the panel or in the
19 audience that if somebody said, everyone
20 here is going to give you the money, hang
21 onto it a few months, invest it how you wish
22 in a CD or bond or however and then just
23 have you give it back quarterly, you are
24 going to make some money.

25 MS. EVANS: I'm just hoping that --

1 I think what might likely happen, and then
2 I'm cutting myself off, with the tax
3 collection committee there was great
4 dissatisfaction throughout the county based
5 on the previous tax collector's record and
6 the announcement of the discovery of \$12.5
7 million and all of the -- well, the problems
8 that were encountered thereafter, and as a
9 result they lost faith in the office and
10 were willing to take a risk with someone
11 else, and now it seems that, you know, you
12 really have to wonder is this risk paying
13 off because at least for the last few years,
14 since 2010, Scranton has done very, very
15 well through it's tax collection, revenues,
16 disbursements when they are handled by the
17 Scranton Single Tax Office, and right now we
18 are in-between a rock and a hard place
19 because we no longer have them working for
20 us.

21 MR. ROGAN: One last comment before
22 I cut myself off as well, the good part
23 about an elected official collecting it is
24 at the end of the day it's the people that
25 have the final say on whether they are doing

1 a good job or not. Obviously, you know, the
2 people had it wrong before by electing an
3 incompetent tax collector, but they got it
4 right. They realized there was a mistake
5 made and they got it right. That office is
6 running as smooth as anything right now,
7 so sorry, Mr. Miller.

8 MR. MILLER: That's okay.

9 MR. EVANS: Our apologies.

10 MR. MILLER: That's all right. Good
11 evening, Council. Doug Miller, Scranton.

12 MS. EVANS: Good evening.

13 MR. MILLER: I'd like to once again
14 begin here by raising an issue from the
15 past, it's ashame that I have to go back to
16 this, but it's dealing with the
17 Right-to-Know that once back I had submitted
18 to council dealing with the Nay Aug Park
19 light show. As you are aware, I did
20 respectfully request from the Recreation
21 Authority a copy of electric bills relating
22 to the light show. As you all know, we had
23 some issues with the show this past year,
24 lights were on at all hours of the day and,
25 obviously cause for concern when you are

1 talking about a waste of electricity and
2 everything that deals with that.

3 To this date, they have failed to
4 respond in a timely fashion. They have
5 failed to meet the requirements of the open
6 records where they had five days to respond.
7 Obviously, they didn't do that. I did speak
8 with the Open Records Office today in
9 Harrisburg and they did encourage me to once
10 again file another request and follow the
11 appropriate measures from that point
12 forward.

13 And as I did state, according to the
14 Office, the Rec Authority does have five
15 business days to respond to the following,
16 and this is what I once again am
17 respectfully requesting: Any and all
18 documentation relating to the Nay Aug Park
19 light show, this includes electric bills
20 from the following months: November 2011,
21 December 2011, and January 2012. And I will
22 once again submit this to council after the
23 meeting and you can pass it along to the
24 City's Open Records Office and hopefully we
25 will get a timely response.

1 If the Rec Authority does fail to
2 once again respond to my second request I
3 will take action with the Authority and will
4 get in touch with the state and I will
5 pursue a penalty on the Recreation
6 Authority. I think a simple request that I
7 made should not take over two months. We
8 have had to deal with this Authority for
9 quite sometime now with their arrogance and
10 their politics. Obviously we all know that
11 they are all individuals appointed by the
12 mayor, but I think this Authority needs to
13 remember one thing, they are not going to
14 dictate what goes on in the city, they are
15 not going to dictate what goes on at Nay
16 Aug. When we make requests of them it's
17 their obligation to adhere to them. We are
18 dealing with tax dollars here and if we are
19 going to go and squander it on light shows I
20 think they need to be held accountable and
21 they need to provide documentation to
22 breakdown what we are spending money on. If
23 we can leave lights on at all hours of the
24 day it's just completely absurd. You know,
25 you do that in your home, you know, you can

1 imagine what your bill is going to be at the
2 end of the month.

3 This is an issue of concern for the
4 taxpayers. I brought it up and I have had
5 people approach me with the same concern and
6 we want to it resolved. You know, we take a
7 look the money we spent, the excess of
8 \$1,000 on these lights and yet we can't open
9 up swimming pools in summer. I mean, it's
10 ridiculous. Actually, it's quite comical
11 that we can't even operate swimming pools in
12 this city, that each summer we have to deal
13 with this issue.

14 And that leads me to the next issue
15 tonight is the swimming pools. You know, we
16 are starting to get into that time of year
17 now where we are going to be bringing this
18 up. You know, we take a look at Nay Aug
19 Park and the donations from the light show,
20 where does that money go? Where are we
21 putting that into? You know, we like to
22 focus on Nay Aug Park, you know, you look at
23 the pool fees, what is it, \$5 to swim now?
24 \$3, \$5, whatever it is. It's unrealistic to
25 expect parents in this community to afford

1 that with their children, to that them there
2 each day in the summer.

3 You know, we need to look at the
4 neighborhood pools. What are we doing with
5 Novembrino this summer? You know, last
6 summer the big thing was, oh, we're putting
7 a splash park in. Another joke. Sat there
8 all summer, that pool sat empty depriving
9 the kids the opportunity to swim. What are
10 we doing with Novembrino? I'd like to hear
11 what the mayor has to say on that. What are
12 we doing with Capouse Avenue, is this going
13 to be what, the fourth summer now that that
14 pool is going to be shut down depriving
15 those children the opportunity to swim?

16 I mean, where are our priorities
17 here? These are things that the mayor needs
18 to address. It's not all about Nay Aug
19 Park. I understand obviously he never had a
20 playpen or a sandbox when he was a child and
21 that's what Nay Aug is to him today, but we
22 have residents in this city who live in the
23 neighborhoods and they want their pool open,
24 too. It's not about taking care of the
25 elite, let's take care of the residents of

1 this city for a change.

2 And finally tonight regarding the
3 state of the city address. This is
4 something that annually we discuss here.
5 The mayor gave his address today at 12:00
6 down at the Chamber building, and as we have
7 all come up here stating for several years
8 now, we believe this state of the city
9 address should be held right here in
10 chambers, not in a room full of businessmen.
11 This should be conducted publically before
12 the taxpayers of this city and council. I
13 think that the mayor need to hold himself
14 accountable to the public.

15 You know, you take a look at the
16 president when he gives his State of the
17 Union it's before a joint session of
18 Congress. Take a look at governors, they
19 give it before the house. Take a look at
20 other mayors throughout the area or across
21 the country. They give theirs before
22 councils and taxpayers. You know, we could
23 go right down to our neighbor down in
24 Wilkes-Barre and Mayor Layton, gives his in
25 front of a joint session of council and the

1 taxpayers, he holds himself accountable.
2 That's what this mayor needs to do. I don't
3 know what he's afraid of, I don't know why
4 he wants to hide, but it's time to come
5 forward. So much for being the sixth
6 council member. Thank you.

7 MS. EVANS: Thank you. Dave
8 Dobrzyn.

9 MR. DOBRZYN: Good evening, Council.
10 Dave Dobrzyn.

11 MS. EVANS: Good evening.

12 MR. DOBRZYN: Resident of Scranton,
13 taxes paid. By the way, my wife's company
14 did not collect taxes in the past and I
15 stopped by the tax office and paid them in
16 January what she owed, which wasn't much
17 because she only worked part of the year
18 thanks to corporate thieves that she used to
19 work for.

20 I'd like to discuss the fire
21 business again. I'd like to point out a
22 year or two ago there was a big fire on
23 Monroe Avenue, John should remember that,
24 one house started to burn, two other houses
25 burned, a fourth one scorched and the reason

1 being we didn't want to pay overtime to the
2 fire company, so the point being that I
3 would support bringing back all of the
4 firemen we can, but if they are not called
5 out then they are not to do any good anyway.
6 It was just ashame. I would have -- I would
7 have been so mad I probably would have
8 walked off the street and tried to citizens
9 arrest Ray Hayes for being irresponsible. I
10 would have been just that enraged about it.

11 Okay, and also the fire insurance
12 statement that I made last week, what I was
13 implying was that maybe landlords could help
14 people out with the money. I mean, they
15 know how to ask for the money, they ask you
16 for all this money upfront to move in and
17 everything, you know, five or ten bucks a
18 month extra and use some of that security
19 money to help these people get insurance and
20 it certainly would have to be in my name or
21 your name or whoever the rent -- the lessee
22 would be not the lessor, but it's just
23 ashame what happens to these people when
24 they get hit by a fire.

25 And, I mean, I had a couple of

1 thousand dollars in my checking account
2 while the house was burning so it wasn't a
3 tragedy, but it was still a real pain in the
4 neck and I think my blood pressure problems
5 started right about then.

6 Okay, the parking down at General
7 Dynamics, they don't pay any taxes; right?

8 MS. EVANS: Correct.

9 MR. DOBRZYN: Correct. Okay, why
10 can't we have Mr. Mayor or PEL go to them
11 and try and get a truce on their parking
12 spaces and give those poor people that work
13 there a permit parking for those hours and
14 take those signs down, please. It's just --
15 it reeks of facetiousness, so it's just
16 shameful. Get a resolution to that.

17 MR. ROGAN: Those aren't --

18 MR. DOBRZYN: And maybe a couple of
19 extra bucks for the city.

20 MR. ROGAN: Those "No Parking" signs
21 aren't even legal. They weren't even
22 approved by council.

23 MR. DOBRZYN: Not only that, a
24 couple of extra bucks for the city and maybe
25 they would like -- the company would like to

1 kick in. I mean, it's not like defense
2 contractors haven't been making money over
3 the last ten or 12 years now.

4 Now, up on Alder Street, 900 block,
5 there is some phone company or something
6 going on there and they are starting to chip
7 away at the roads, so that's what I have
8 been saying all along, I like what I heard
9 last week about these potholes and stuff
10 because that's how they get started. That
11 road is -- other than a moving van parked on
12 a heavy hill right on a hot day and there is
13 two little ruts in the road from where they
14 parked, but it's been, you know, five or six
15 years since it was paved and it's still
16 pretty nice, but it may not be once they get
17 done.

18 This tax business, I might also
19 remind everybody that when the government
20 decides to collect taxes even though your
21 employer collected them off of you and
22 doesn't pay them you owe those taxes. You
23 still owe those taxes. I asked those people
24 on the way out, you are still liable for all
25 of the wage taxes that they collect -- your

1 employer collects and fails to turn over to
2 Berkheimer, so that's -- once again, the
3 small guy always gets it. He always gets
4 it. And that's our governor. Now we have
5 to wait five months for the same money.
6 Now, that money that I gave in January was
7 probably turned over right away to the city
8 by Mr. Courtright, so.

9 I'm taking the voter registration in
10 my spare time, so if anybody out there sees
11 me around or around a neighborhood I will
12 sign them up and familiarize them with a few
13 things. On 105.7 this week they had the
14 Supreme Court and one of the attorneys
15 arguing was beating the desk in front of the
16 Supreme Court like this (pounding). And I
17 just thought I could hear right through the
18 radio and I just thought, man, you plan on
19 winning this case or what? If I was one of
20 the judges I probably would have got down
21 there and tossed him out the door to begin
22 with because he was actually arguing in the
23 name of couple that had never paid insurance
24 and they had a problem with the husband and
25 they run up huge bills had three states and

1 declared bankruptcy, so each one of you
2 sitting up there if you have a plan you are
3 paying \$500 a year for that person, people
4 like that. So thanks a lot --

5 MS. EVANS: Thank you, Mr. Dobrzyn.

6 MR. DOBRZYN: -- Mr. Brown and
7 Mrs. Brown, bawk, bawk.

8 MS. EVANS: Thank you.

9 MR. DOBRZYN: Thank you and have a
10 good night.

11 MS. EVANS: Lee Morgan.

12 MR. MORGAN: Good evening, Council.

13 MS. EVANS: Good evening.

14 MR. MORGAN: I'd just like to make a
15 brief comment about the last speaker made a
16 reference to the Supreme Court and that is a
17 very important issue before the Court and
18 Mr. Scalia and Mr. Kennedy, the judges on
19 that Court, seem not to want to read the
20 2700 pages involved in this I'll call it
21 litigation, review, whatever, and I just
22 think that in my opinion they are obligated
23 to read that and if they to toss that law
24 without knowledge, that's a crime against
25 the people in this country because that's

1 why they were placed there to put politics
2 aside and rule based upon fact, and the
3 legislators may not understand legislation
4 they passed, but when this goes before the
5 highest Court in this land those judges need
6 to really pay a lot of attention to
7 something that is as important as this
8 legislation is whether you support it or in
9 the.

10 Now, I'd like to say that there
11 seems to be some kind of agreement or
12 working together between the mayor and
13 council, and I have my own opinions on that.
14 I think that the Commonwealth of
15 Pennsylvania is not out in front talking to
16 residents but to council and the mayor and
17 the government itself, I think they are
18 threatening to take the city over. I think
19 they are tired of the 20 plus years of
20 mismanagement through PEL and all of the
21 mismanagement that took place before that.
22 And that's not a shot at the council, that's
23 just my opinion. That's why I believe.

24 Now, in regards to any Recovery Plan
25 that comes out of the cooperation between

1 the council and the mayor, that needs to put
2 on the ballot and that needs to give the
3 residents of this city an opportunity to
4 determine if that's the route they want it
5 take. I think they made a mistake with the
6 first Recovery Plan. Maybe it will get the
7 second one right and maybe it will vote, no.
8 That's my opinion and I haven't even seen
9 the document yet. We have been in recovery
10 for so among it's absolutely ridiculous and
11 we haven't done anything except fall further
12 in debt.

13 Now, I came here tonight to talk
14 about the fire department. You know, I
15 don't know what -- Mr. Loscombe was a
16 fireman, and look it, what happened here in
17 the cuts I really think council should have
18 did a lot more. I would been a lot happier
19 if, you know, Mr. Loscombe had spoke a lot
20 more about the what requirement are and what
21 was necessary. We listened to too much
22 about talk and let somebody go talk to the
23 mayor and a lot of absolute silliness in my
24 opinion.

25 Now, we are going to bring back 12

1 firemen, I don't know what these 12 firemen
2 are going to do because when the firemen we
3 have now go on vacation that's all they are
4 going to basically do. We don't have enough
5 firemen. We need more than a 150 firemen in
6 this city. And we keep talking about
7 privatization, but, you know, the truth of
8 the matter is that the city has mismanaged
9 it's finances so long we have decimated DPW,
10 we have a lack of adequate police protection
11 in this city, we have no infrastructure in
12 my opinion going on, our bridges are falling
13 apart, our streets are a mess. You know,
14 people are wondering why they don't even
15 have basic services.

16 And we keep having people come here
17 week after week, talking about the projects
18 they are going to develop, whether it's the
19 Lace Works or whether it's North Scranton,
20 or whatever it's going to be and the truth
21 of the matter is that maybe, you know, we
22 need to really consider that these 12
23 firemen aren't really going to do much of
24 anything. What they are going to do is
25 relieve people on vacation. All right? And

1 what good is it to send fire trucks to the
2 scene of a fire without adequate staffing?

3 In my opinion, you know, maybe the
4 fire department played politics for too
5 long, okay, and supported the wrong
6 candidates, but the truth of the matter
7 should be told that the residents have a
8 right to adequate fire and police
9 protection, adequate DPW services, adequate
10 repair and infrastructure upgrades in the
11 city, and it's just not happening and it
12 hasn't happened for a long time.

13 And as we continue to blame the
14 mayor for everything that's happened here, I
15 have to say that all the borrowing had to
16 come through a council. The mayor didn't do
17 this on his own, the council had the right
18 to stop this city from doing -- not this
19 council, previous councils, all councils,
20 had an obligation to serve the public and it
21 didn't happen. That's not a criticism of
22 this council, that's just the way it is.
23 All right?

24 We have massive debts to the fire
25 and police unions, the municipal unions, we

1 are not talking about the shortfalls in this
2 those pension plans and to be bluntly honest
3 with you, we need to come up with a plan
4 that's going to bring at least the fire
5 department to 150 men. Pretty simple.

6 Now, I remember a councilman making
7 a comment that Dunmore isn't going to be
8 able to rely on us anymore when we made our
9 cuts, but we are relying on them and they
10 only have one fire company. Thank you.

11 MS. EVANS: Thank you.

12 MR. LOSCOMBE: Thank you.

13 MS. EVANS: Marty Benner.

14 MR. BENNER: Good evening. Marty
15 Benner, I'm a resident of Scranton. I
16 haven't been at a council meeting in about
17 15 years, I'm not as good as speaker as Lee
18 is, and I forgot my glasses in my truck so I
19 can't even really -- a few things they have
20 been on my mind, right, this 125 percent tax
21 increase that PEL is talking about, they
22 should be fired. They shouldn't even be
23 allowed in the town. They are the ones that
24 told Mayor Doherty not to negotiate with
25 police and firemen. They are costing us all

1 the money, right?

2 I don't know if anybody -- I haven't
3 seen anything in the paper which, you know,
4 I get to rid the Times and everything is
5 gospel that's in there, I think you will all
6 agree, but about two or three weeks ago on a
7 Sunday right on the front page of the Sunday
8 Times was a picture of Marty O'Malley back
9 by his bar back on Birney Avenue back in
10 Minooka and it's -- there was a good story
11 about it how a lot of his friends and his
12 clients tell and everything moved out of
13 Scranton, moved to Minoosic -- moved to
14 Moosic, Taylor and stuff because of the wage
15 tax, the property taxes and everything, and
16 nobody seems to want to try to correct any
17 of that. That's what we have to do. It's
18 not just so much like everybody that gets
19 elected for office wants to raise revenue,
20 yeah, that's nice, but, I mean, how much
21 could you get out of your paycheck, you
22 know? It only goes so far. You go out and
23 get a part-time job and you work a little
24 overtime.

25 But, I mean, they have to draw a

1 line someplace and say, okay, we have to
2 tighten our belt, just like Joe Blow the
3 taxpayer does and we have to try to work --
4 you know, come to some type of solution.
5 This is -- it's just totally ridiculous.
6 They take more out of my paycheck for city
7 taxes than they do for the state taxes, I
8 mean, and I got to drive 30 miles to go to
9 work. That's shame on me, but, I mean, we
10 definitely need some straightening out here
11 and it's not going to happen overnight, and
12 I'm sure I'm not the first one to complain
13 about it, it's been going on for years and
14 years, but unless something happens it's
15 going to be more or less like the Marty
16 O'Malley story on the front page of the
17 Times. Everybody is going to be going. I'd
18 love to sell my house and move two blocks
19 away. Thank you.

20 MS. EVANS: Thank you.

21 MR. BENNER: See you in about
22 another ten years.

23 MR. LOSCOMBE: Thank you.

24 MS. EVANS: Is there anyone else who
25 cares to address council?

1 MS. SCHUMACHER: Good evening,
2 Council. Marie Schumacher, city resident
3 and taxpayer.

4 MR. JOYCE: Good evening.

5 MS. SCHUMACHER: A couple of council
6 questions first, some I don't know to whom
7 they should be addressed, but I guess this
8 one would be, the first one would be to Pat
9 Rogan regarding some CDBG loans. While
10 driving down Wheeler Avenue one day last
11 week I noticed that the building that housed
12 the Castle Deli is available for rent. Back
13 in December of 2009, council approved a not
14 to exceed \$25,000 loan to Castle Deli. I
15 would like to know whether Castle Deli
16 received the entire \$25,000 and has this
17 loan been repaid in full.

18 MR. ROGAN: I'll certainly send that
19 over to Ms. Aebli and also, for the record,
20 I was not on council in 2009.

21 MS. SCHUMACHER: I didn't say you
22 were.

23 MR. ROGAN: Oh, no, I'm just saying
24 that I didn't approve the loan, but I will--

25 MS. SCHUMACHER: Thank you. I have

1 another one, as a matter of fact, there were
2 three CDBG loans approved that same night in
3 December of 2009, another of those loans was
4 a not to exceed \$48,000 loan to Michael
5 Sushi doing business as Michelangelo's
6 Restaurant at the Scranton Club. I
7 understand Posh of Scranton Club is the only
8 restaurant in the Scranton Club, so I would
9 like to know what happened to Michelangelo's
10 and was the loan ever executed and if so in
11 what amount and how much has been used and
12 repaid.

13 MR. HUGHES: I can answer that in
14 ten words. None.

15 MS. SCHUMACHER: Thank you.

16 MR. HUGHES: The loan never went
17 through.

18 MS. SCHUMACHER: Thank you.

19 MR. HUGHES: Mr. Sushi couldn't come
20 up you with the matching funds.

21 MR. ROGAN: Thank you, Attorney
22 Hughes.

23 MS. SCHUMACHER: The sixth
24 councilman.

25 MR. HUGHES: No, I don't want to be

1 a councilman.

2 MS. SCHUMACHER: Are any of you --
3 that's why he says "we" because he is the
4 sixth councilman. Are any of you able to
5 shed any light on why the City paid the
6 Department of Justice \$51,206.64 in February
7 to settle an EPA issue? What was the issue
8 and how has the city changed its policies
9 and procedures to prohibit a reoccurrence?

10 MR. ROGAN: I haven't -- did that
11 involve the Sewer Authority?

12 MS. EVANS: I think not.

13 MR. ROGAN: I know they were -- the
14 Sewer Authority was cited and I think the
15 amount was very similar.

16 MR. LOSCOMBE: They had to plant
17 trees or something.

18 MR. ROGAN: They had to plant trees
19 which is what -- and it was about that
20 amount of money, if I recall. It may have
21 been that. I don't know found.

22 MS. SCHUMACHER: But I just don't
23 understand why the city would paying -- they
24 are on their own now, I don't understand why
25 the City would be paying a bill, but if you

1 could run that down and see. If the amounts
2 are the same I guess that answers that.

3 On the rental registration, will
4 there be an on-line listing of registered
5 rental properties such that neighbors will
6 be able to check if they have a problem to
7 see if it's registered or if they know it's
8 operating as apartments?

9 MR. MCGOFF: As of now that was not
10 considered, but it's a good idea.

11 MS. SCHUMACHER: So I'll expect to
12 see an amendment to the ordinance next week,
13 yes. Thank you.

14 Last week Mrs. Evans mentioned an
15 agreement has been made on several Revised
16 Recovery Plan issues, I would ask that you
17 would share those with us during motions
18 this evening what has been agreed to.

19 And then another subject related to
20 what somebody else talked about tonight,
21 because the last ordinance dealing with
22 parking meters was File of Council 100 of
23 2009, it clearly stipulates the 400-500
24 blocks of Lackawanna Avenue are to be two
25 upper limit, \$1 per hour. However, these

1 two blocks have recently had signs posted
2 limiting parking to 30 minutes in the 500
3 block and 15 minutes in the 400 block
4 instead of paid parking. I request you
5 either make this action official by
6 ordinance or have the metered parking
7 restored. Personally, I don't know what
8 makes these two blocks of the city so
9 special.

10 And then I don't know if
11 Mr. Loscombe will be sharing the nature of
12 the indiscretion or misconduct of the police
13 officer during Fifth Order, but this is
14 personal to me. I had the misfortune when I
15 was living in California and was, um, years
16 younger of driving to LA airport to pick up
17 a friend and I was stopped by a highway
18 patrolman and I was given a choice, I could
19 take a ticket or I could go out on a date
20 with him. Highly inappropriate, but again,
21 it would have been he said/she said. I
22 never did anything about it, but those kinds
23 of things shouldn't happen and, therefore,
24 again, I don't care who the officer is I
25 want to know if the officer is still

1 employed by the city, is on suspension, if
2 it's suspension is it paid or unpaid and
3 what was the nature of the misconduct
4 because if it's something like that I
5 definitely think some kind of action has to
6 be taken.

7 If I could have just more because I
8 do having something for council tonight, I
9 know you're planning to meet with the
10 commissioners, school board and city council
11 regarding the taxable properties, and I
12 would like to suggest that you can get the
13 first half a million dollars worth of
14 additional revenue possibly from the
15 government-owned contractor operated
16 facility between Cedar and North Washington,
17 the ammunition plant. I have here a Ninth
18 Circuit Court document that held that
19 counties may impose real and personal
20 property taxes on GOCOS, so that would be a
21 good place to start.

22 I have some other materials I may
23 leave tonight and I suggest you all download
24 Act 55 of 19997 and become familiar with
25 that before you meet with them and I hope

1 those will be public. Thank you.

2 MS. EVANS: Thank you.

3 MR. LOSCOMBE: Thank you.

4 MS. EVANS: Hi, Chris.

5 MR. ROGAN: Hey, Chrissy.

6 MR. SLEDENZSKI: Hey, Frankie. Pat,
7 can I ask you one question, just for you,
8 Pat.

9 MR. ROGAN: All right.

10 MR. SLEDENZSKI: We want Engine 9
11 back open and 15 back open. Serious, Pat.
12 Thank you.

13 MR. ROGAN: I know, Chrissy. Thank
14 you.

15 MR. LOSCOMBE: Nice shirt, Chrissy.

16 MR. SLEDENZSKI: Thanks, Jackie.

17 MR. MARTIN: Good evening, Bob
18 Martin. I haven't been to a council meeting
19 in awhile. The reason why I haven't come
20 here is because I haven't been living in the
21 city, and I know Mrs. Evans long and she is
22 doing a good job as president.

23 MS. EVANS: Thank you.

24 MR. MARTIN: Mr. Rogan.

25 MR. ROGAN: Thank you.

1 MR. MARTIN: Mr. Joyce, and I will
2 talk to you about Facebook, and I know Jack
3 a long time and, Mr. McGoff.

4 MR. LOSCOMBE: Also known as
5 Fireball Martin in his pitching days.

6 MR. MARTIN: Right. Actually
7 announced down there like 35 years. I
8 haven't been council meeting in a long time.
9 I originally was one of the original
10 Scranton Today camera operators, what I
11 want to -- just thought about this, I don't
12 know, is there anything going on with the
13 railroad station? Remember the old railroad
14 station and Mr. Donahue was going to take
15 over? Is there anything going on? I just
16 thought about that, because you got that new
17 bridge in there, you know.

18 MR. LOSCOMBE: I don't believe
19 anything is going on with the building, but
20 as a matter of fact I see that this new
21 contractor who is doing the electrical
22 street lighting and all that is occupying
23 the fenced in area, so I don't know if it's
24 being rented by Mr. Donahue or how that
25 works, but -- I did notice there is a sign

1 there for this new electrical place and they
2 have their equipment there.

3 MR. MARTIN: Another I think I want
4 to bring up, we have always been talking
5 about the -- what was that place that you
6 had problems that down in Delaware Street
7 and Dickson Avenue, Daron?

8 MS. EVANS: Daron Northeast.

9 MR. MARTIN: Daron Northeast, it's
10 good to hear about they are putting up the
11 housing there and I was listening to the
12 meeting here and it sounds like that's going
13 to go through and it's going to be great.
14 You know, there is lot of good things
15 happening in the city. You know, people are
16 down on the City of Scranton saying there is
17 nothing going on, but I'll tell you right
18 now, I'm very glad to be living in downtown
19 Scranton now and, as they say, Scranton is
20 the friendly city and I believe it's great.
21 There's a lot of things going on and I
22 just love the City of Scranton.

23 And, like I said, when I usually
24 come to the city council meeting if I have
25 nothing good to say I won't say it, but, I

1 mean, you are -- it's a tough job up there,
2 but you guys are doing a great job and I
3 appreciate everything you are doing and all
4 you guys are from West Side on the council,
5 I'm not taking away from Mr. McGoff, I know
6 Mr. McGoff a long time when the University
7 when he was coaching up there and
8 everything, and congratulating his son on --
9 sorry to Holy Cross and they want pretty --

10 MR. MCGOFF: Grandson.

11 MR. MARTIN: -- good, and his son I
12 remember him when he was very small years
13 ago, but I appreciate and hoping to get back
14 and Chrissy is one of my friends. He is a
15 great guy, okay?

16 MR. LOSCOMBE: Welcome back, Bob.

17 MR. MARTIN: Oh, thank you very
18 much.

19 MS. EVANS: Is there anyone else who
20 cares to address council?

21 MS. KRAKE: FIFTH ORDER. 5-A.

22 MOTIONS.

23 MS. EVANS: Mr. McGoff, do you have
24 any comments or motions?

25 MR. MCGOFF: Just very quickly. I

1 was going to jump in before on Berkheimer,
2 but I figured we'd move along with the
3 citizens' participation. I do say rather
4 than speculating about interest and bank
5 fees and whether they balance, can I assume
6 that these are public records since they are
7 under contract to the city?

8 MS. EVANS: I don't know.

9 MR. MCGOFF: I don't know either.

10 MS. EVANS: Shall we ask our
11 attorney?

12 MS. KRAKE: To the best of my -- and
13 obviously Mr. Hughes can add to it that that
14 is not public record. The Scranton Times
15 had a lawsuit about it at one time even and
16 I imagine the amounts they sent to us we
17 could find, but we can't find out the
18 specifics.

19 MS. EVANS: Okay. Thank you.

20 MR. MCGOFF: I guess -- well, I
21 would pursue the idea that even if they are
22 not public record perhaps in the -- that
23 Berkheimer would be acquiesce to providing
24 that information to substantiate what they
25 did say here this evening and perhaps in the

1 future as funds are disbursed to the city
2 and money is being collected by Burkheimer
3 perhaps we can request that from them and
4 determine, you know, whether or not this is
5 a feasible program economically for the city
6 and for the other taxing bodies or whether,
7 as perhaps Councilman Rogan is suspect,
8 perhaps they are somehow making money from
9 the collected taxes which, whether it's
10 legal or not, I don't know, but at least we
11 could check into the ethics of it as we go
12 along.

13 The second thing, I know we have
14 received a number of -- a lot of information
15 here about the proposed TAN-B and our bank,
16 will there be an explanation of this this
17 evening by anyone?

18 MS. EVANS: No, because this is
19 still -- this is an ongoing process. It's
20 not been decided.

21 MR. MCGOFF: I guess my concern or
22 question has to do with one of the things
23 was stated and the information we received
24 was that as council president you could not
25 sign a commitment letter guaranteeing the

1 SPA loan, I guess, but yet we seem to be
2 negotiating and there seems to be conditions
3 that are being attached to these
4 negotiations, yet, I don't remember council
5 discussing these conditions and whether all
6 of council agrees to it.

7 MS. EVANS: Well, I believe they are
8 compilations of what's been discussed by
9 council members during city council meetings
10 throughout the last several months to over
11 the last period of a year or more.

12 MR. MCGOFF: I don't -- well, I
13 don't remember voting to okay these. If
14 council is going to -- if you are not
15 authorized to sign a commitment letter on
16 your own then how are we -- how is someone
17 authorized to provide conditions to a
18 negotiation without consent of council as
19 well. And, as I said, I just don't remember
20 voting on any of these or discussing these
21 as conditions for these negotiations.

22 MS. EVANS: Well, as I said, no, we
23 did not vote on it, but they were publically
24 discussed I'm sure, oh, I couldn't even
25 recall how many times nor would I want to

1 try. We have discussed a StreetSmart
2 Technology Parking Program or a reasonable
3 facsimile.

4 MR. MCGOFF: Yes, we have discussed
5 them, but we have never --

6 MS. EVANS: Well, that was --

7 MR. MCGOFF: -- done them as
8 conditions for a proposal.

9 MS. EVANS: Well, I think we have
10 also discussed the fact that the Scranton
11 Parking Authority is in a precarious
12 financial state and has provided absolutely
13 no accountability to Scranton City Council,
14 I believe every council member bemoaned the
15 fact that the annual budgets submitted to
16 city council are unacceptable and
17 inappropriate. These are the conditions
18 that have been provided, and in order for
19 the city, I believe, or city council to take
20 a step forward and say, "We are going to
21 guarantee the debt of the Scranton Parking
22 Authority to the tune of \$2.9 million," I
23 believe the Scranton Parking Authority must
24 straighten out it's act in order to receive
25 that type of an agreement because as it

1 stands today I can't -- I can't say that I,
2 as council president, would ever approve
3 guaranteeing more of their debt.

4 MR. MCGOFF: I'm not arguing that at
5 all. What my concern is that we are -- we
6 are negotiating on behalf of council without
7 the approval of all of council.

8 MS. EVANS: Well, we can ask for
9 that now. I gave everyone a copy, and is
10 there anyone on council who does not
11 approve?

12 MR. HUGHES: Mrs. Evans, do you want
13 me to reply to this?

14 MS. EVANS: Yes, please.

15 MR. HUGHES: Unfortunately, council
16 has been interjected into this whole morass
17 of the Parking Authority, and when Landmark
18 Bank made an offer to the city to fund
19 the -- well, I'll call it TAN-B for \$2.75
20 million they lent their unfunded debt of the
21 Parking Authority that will probably be in
22 default to that TAN.

23 The communication was carried on
24 directly with me by Mr. Balzoni, sent that
25 to me. I discussed it with you, I said that

1 Mr. Scopelliti in five months has never
2 answered my three-page letter that council
3 authorized me to write before the budget
4 last year when they requested \$1.6 million
5 be put into the budget to fund any
6 defalcation by the Parking Authority on it's
7 debt.

8 When I got the letter I discussed it
9 with Mrs. Evans, I said I would outline what
10 I think should be done with the Parking
11 Authority if the City was going to guarantee
12 \$2.95 million of Landmark debt to the
13 Parking Authority. Something had to be done
14 to get them in compliance or at least to get
15 them to cooperate with council and to answer
16 the questions that council asked. To this
17 day, it has not been answered, you have no
18 idea what the financial condition of the
19 Parking Authority is, yet Landmark Bank
20 wants council to approve -- or to approve
21 the TAN to also require council to pass an
22 ordinance that the unsecured loan of
23 Landmark Bank will now be secured by the
24 city's full, faith and credit and taxing
25 power.

1 I looked it over, I came up with a
2 lot of those recommendations, I furnished
3 them, I discussed them with Mrs. Evans and
4 I refined them and I said before council --
5 in my opinion, before council would set
6 forth it's full, faith and credit and taxing
7 power to guarantee another \$2.9 million of
8 Parking Authority debt, which is like
9 throwing money in a dark hole, something has
10 to done to bring them in compliance to
11 cooperate not only with council but with the
12 city.

13 I came up with that, I discussed it
14 with Mrs. Evans. The meeting that she had
15 with the mayor that was given to them, they
16 submitted it to Mr. Balzoni, Ryan McGowan
17 submitted to Mr. Balzoni. He made a reply
18 and I formalized it for council so council
19 would know exactly what's going on. I don't
20 even know how many council members knew that
21 Landmark Bank was linking their loan to the
22 Parking Authority of \$2.95 million to the
23 TAN-B and the TAN-B would not be approved by
24 Landmark Bank unless the city guaranteed the
25 Parking Authority's debt.

1 MS. EVANS: So Council was going to
2 be held hostage.

3 MR. HUGHES: Well, the city was.

4 MS. EVANS: Well, council is the one
5 that would have to agree to that.

6 MR. HUGHES: When you set up
7 negotiation and what they were doing was
8 linking their unsecured debt to the TAN-B.
9 "You guys want the money, you need the
10 money, you want another tax anticipation
11 note? We'll give it to you, but now we want
12 something else and we are going to link the
13 Scranton Parking Authority," which has no
14 business to be involved with the city's tax
15 anticipation note "B" for \$2.95 million,
16 they are linking in here and saying, it's a
17 carrot and a stick. You want it, if you
18 don't do this, you are not going to get the
19 money.

20 MS. EVANS: The bank made the
21 mistake and gave a bad loan.

22 MR. HUGHES: They gave a bad loan.
23 They should have came to council first
24 before they lent that \$2.95 million because
25 they are what I call naked out there. They

1 have no security. They are behind all the
2 bond holders. If council has to come up
3 with any portion of that \$1.6 million on the
4 guarantee of the Parking Authority debt, you
5 know, Landmark Bank won't get paid.

6 Landmark Bank has demanded as one of
7 their lending conditions that the Parking
8 Authority submit a budget to them for review
9 and approval. They haven't done that for
10 Landmark Bank.

11 MS. EVANS: Right.

12 MR. HUGHES: I said to Balzoni, "Why
13 are you calling me? Why don't you call the
14 city solicitor?"

15 He is said, "Because, I can talk to
16 you."

17 But anyway, that's more than enough.

18 MS. EVANS: Yes, and --

19 MR. MCGOFF: Two responses. May I?

20 MS. EVANS: Um-hum.

21 MR. MCGOFF: Two responses. If
22 these were conditions and Attorney Hughes'
23 opinion that needed to be met, then I think
24 they should have been presented to council,
25 discussed by council before being presented

1 back to Landmark.

2 Second, it would appear from the
3 response that if these conditions were met,
4 it says, "The SPA must commit to the
5 following for the City to guarantee the
6 Landmark loan, that we would have followed
7 through on the guarantee if these conditions
8 were met despite what, you know, all of the
9 negatives that were just stated.

10 MS. EVANS: I can respond to that.
11 I informed the mayor that, of course, this
12 would have to come -- a TAN and these
13 agreements would have to come to City
14 Council in the form of legislation for its
15 approval, and all five council members will
16 have to make a decision on this, but that I
17 would not say as a council president that I
18 will sign my name and guarantee the taxing
19 power of the City of Scranton to back
20 another bad loan to the Scranton Parking
21 Authority.

22 MR. MCGOFF: I agree with that. I
23 agree with that.

24 MS. EVANS: And in addition in that
25 though, all of the conditions that were to

1 be given to the bank, and the mayor agreed
2 to do so as can the business administrator,
3 all of those conditions, once again, were
4 all items that this council has publically
5 discussed time and time and time again, and
6 these are all conditions that have been
7 accumulating and that we have been fighting
8 unsuccessfully to obtain accountability and
9 transparency from the Parking Authority a
10 period of years. So if you find that
11 objectionable that is certainly your
12 prerogative, but I would ask are there other
13 council members who object to these
14 conditions?

15 MR. ROGAN: I'll make a comment, not
16 really an objection. I think the first
17 condition should be that Mr. Scopelliti
18 should be replaced. He ran that Parking
19 Authority into the ground.

20 Secondly, I'm deeply troubled just
21 by the concept of putting the city's full
22 faith and credit to a \$2.9 million loan,
23 which everyone knows is bad, to receive
24 \$2.75 million that has to be paid back. So
25 I'm troubled by the concept of it.

1 Again, if any council member wants
2 to work out an agreement with any agency,
3 any bank, they're more than willing to do
4 it, as long as it comes up for a full vote
5 at the end and if you don't like it vote it
6 down.

7 You know, I have reviewed everything
8 and it's unprecedented. In the history of
9 the city I don't think anything like this
10 has ever happened before, and it's going to
11 continue with all of these authorities, it's
12 not just the Parking Authority, who is one
13 of the main defaulters right now. Where
14 there are unelected people running --
15 appointed by the mayor, appointed by one
16 person and half of them, since we have been
17 on the majority have been rejected by
18 council because they won't come to us and
19 tell us what their positions are, so they
20 are appointed by one man and the mayor gets
21 to sit back and say, "Oh, that's the
22 Authority, I had nothing to do with it," but
23 when he appoints every member. He has been
24 the mayor for ten years. He controls every
25 vote on every one of those boards except for

1 the Sewer Authority, I think Dunmore has one
2 vote.

3 The mayor uses the authorities as
4 his scapegoat, "This is the Authority doing
5 this," but what everyone has to realize is
6 Mayor Doherty appointed, and I don't think
7 I'm going out of the loop by saying, he has
8 been the mayor for 10 years and the terms
9 are all less than ten years, Mayor Doherty
10 has appointed every member of the authority.

11 So I think it's just an issue
12 everyone has to think long and hard about
13 whether we want to bankroll a \$2.5 million
14 loan, which is really a debt, because it's
15 already gone bad to receive \$2.75 now.
16 Maybe they are the only bank that wants to
17 lend it to us because the mayor has run the
18 city so poorly over the last ten years and
19 they are trying to save themselves from a
20 bad loan they made. So everyone has to
21 think about it long and hard.

22 MS. EVANS: If I could go interject,
23 it goes back to tonight's caucus, if we were
24 receiving --

25 MR. ROGAN: We wouldn't have to

1 borrow --

2 MS. EVANS: -- our tax revenues we
3 wouldn't be looking for something like
4 this --

5 MS. HUGHES: Madam Chairwoman, just
6 for the record --

7 MS. EVANS: -- and it's the
8 administration that's seeking this TAN.

9 MR. HUGHES: I'm sorry. But just
10 for the record, for a timeline, that meeting
11 that was held last week between you,
12 Mr. Joyce, and the mayor and Mr. McGowan, I
13 think a day or two before I had got -- I
14 received what Landmark's demands were for
15 the city -- to the city on the Parking
16 Authority debt, and I put that together, I
17 gave it to you, it then went to Attorney
18 Kelly, he responded. That was last
19 Wednesday, he responded to me on Friday. I
20 put everything together to give it to
21 council tonight so all council would be
22 informed. That's a very short timeline in
23 one week to put up of all of that together.
24 I told Attorney Kelly I put
25 StreetSmart in there because I thought that

1 if this won't through where would the city
2 get a new source of funding where it
3 wouldn't be able to -- a new source of the
4 funding would not be available, could pay
5 that debt and to pay the TAN.

6 MS. EVANS: Yes.

7 MR. HUGHES: And that's why I
8 recommended a sinking fund, I don't have any
9 contact -- I put StreetSmart in there
10 because I only knew StreetSmart. I don't
11 care who it is. There is somebody else out
12 there, I don't know if it's IBF or IDF or
13 whoever it is that also bid. I said, "Bid
14 it again publically."

15 Today I got from McGowan the bid
16 specs that they could send out to bid. I
17 don't care who it is, if it's going to
18 increase the revenue, you know, and if it is
19 whatever the "X" number, 100,00, 200,000,
20 300,000, somehow get a formula, put that
21 into a sinking fund so as that comes due
22 there is money there to pay it so if the
23 Parking Authority defaults that's extra
24 money you don't have, but it's in council's
25 budget.

1 That's what -- I don't have any -- I
2 don't even know who StreetSmart is, I
3 remember the guy being here awhile ago, but,
4 you know, I put that in there, I don't care
5 who it is, but if you implement it, and
6 obviously you put that in the budget last
7 year with an anticipated revenue of \$300,000
8 and here it is 15 months later, and you are
9 no farther ahead. If this is an opportunity
10 to do it, do it. I just want everybody to
11 be informed, and in one week I think it came
12 a far way. This is my ideas, let everybody
13 else figure out what to put in there, but
14 it's a very serious situation.

15 MR. ROGAN: Attorney Hughes, I have
16 one question, and I certainly appreciate all
17 of the information in advance, was there any
18 negotiations on the interest rate of the
19 loan?

20 MR. HUGHES: I don't know anything
21 about the interest rate.

22 MS. EVANS: We haven't had any
23 information about the interest rate.

24 MR. HUGHES: Pat, all I know is I
25 received from Balzoni, Mr. Balzoni, Dave

1 Balzoni of Landmark Bank what the proposal
2 was and the linkage to turn a piece of lead,
3 as the alchemy back in medial times would
4 say, into a piece of gold. He has a note
5 for \$2.95 million that he is probably
6 sweating on and now they will say, yes, they
7 he will give you this money on a TAN, but
8 our commitment is this, you got to make this
9 so that if ever there is a default on this
10 the city is going to pay. And that's up to
11 you guys to figure out. I just put it out,
12 you might want to add ten more things to it,
13 I don't care.

14 MS. EVANS: And on the same --

15 MR. HUGHES: I'm just trying to give
16 a little bit of guidance.

17 MS. EVANS: That gentleman I believe
18 had a conversation with our solicitor, was
19 very agreeable to what was discussed, and
20 then later in the day shot off an e-mail,
21 after these conditions were presented to the
22 mayor and the BA, later in the day shot off
23 an e-mail saying -- well, it was a complete
24 reversal. Saying that we were very
25 fortunate that Landmark decided to bailout

1 the Parking Authority last year because if
2 they hadn't the city would have been
3 responsible for that, and we should also be
4 very grateful that they participated in
5 TAN-A and I believe it was something to the
6 effect if we intend to inject some
7 practicality into the situation they might
8 consider not declining the TAN.

9 So there is a much afoot behind the
10 scenes that changes not just daily, but from
11 morning to afternoon with the players
12 involved in this, but the bottom line is
13 simply this, Scranton City Council is trying
14 to protect the people of this city from
15 monumental tax increases and debts, and we
16 are trying to provide accountability from
17 entities that basically have thumbed their
18 nose at the people and this council for
19 years and anyone who would not be agreeable
20 to that, I don't know, I'd really have to
21 question the motives because I'm very much--

22 MR. MCGOFF: Are you speaking of me?

23 MS. EVANS: Yes, because I would be
24 very grateful to anybody --

25 MR. MCGOFF: I'm not -- excuse me --

1 MR. EVANS: -- that would be working
2 very diligently --

3 MR. MCGOFF: -- I never questioned --

4 MS. EVANS: You questioned --

5 MR. MCGOFF: -- the stipulation.

6 MS. EVANS: -- on what authority I
7 would refuse to sign a letter --

8 MR. MCGOFF: No, I questioned the
9 process.

10 MS. EVANS: -- where I would commit
11 all of their money --

12 MR. MCGOFF: No, I didn't.

13 MS. EVANS: -- to the Parking
14 Authority --

15 MR. MCGOFF: No, I did not.

16 MS. EVANS: -- but where did I come
17 up --

18 MR. MCGOFF: No I did not.

19 MS. EVANS: Where did I come up with
20 the ability to attach conditions? Those
21 have been council's conditions for --

22 MR. MCGOFF: They were never --

23 MS. EVANS: -- over two years.

24 MR. MCGOFF: They were never talked
25 about as being contingencies for any

1 proposal. Yes, they were discussed. All I
2 am saying, and didn't question your
3 authority to -- as a matter of fact, I
4 agreed with the idea -- with you, that you
5 should not have signed that letter, what I
6 am questioning and what I'm concerned with
7 is that the negotiations were conducted on
8 behalf of council, things were discussed on
9 behalf of council and yet council never
10 discussed them themselves, and as part of a
11 proposal and contingencies for that
12 proposal.

13 If we are going to -- if we are
14 going to be open and transparent, as has
15 been stated by council, then these are
16 things that should be done at council. They
17 should be discussed openly by everyone, and
18 that was my contention, and that is all.

19 MS. EVANS: And did I provide that
20 information to you last week?

21 MR. MCGOFF: After the fact, yes.

22 MR. LOSCOMBE: This is not a done
23 deal; right?

24 MS. EVANS: No. No.

25 MR. LOSCOMBE: So there is no after

1 the fact.

2 MS. EVANS: Nothing has been --

3 MR. LOSCOMBE: These are just some
4 of the conditions. The conditions are in
5 front of us since last week, we are going to
6 have the ultimate vote, and this is
7 something that should have been done years
8 ago to get these places under control, and
9 like Mrs. Rogan stated, you know, let this
10 be a wake-up call for the other authorities
11 that we are watching everything, and this is
12 just the first step. And to me there should
13 be even more like Mr. Rogan said, but for
14 anybody to question this, we have
15 negotiators here. You don't take the whole
16 team into negotiate, you negotiate, you come
17 back, if it's acceptable to everybody that's
18 the way it works. That's the way contracts
19 work, that's the way business is.

20 But I think these are super. I
21 couldn't have thought of anything better
22 myself, and as Mrs. Evans stated, this is
23 something that's been discussed here, even
24 tonight's meeting. First of all, we are
25 discussing the four or five hundred block of

1 Lackawanna Avenue, this Authority puts their
2 own time signs up. Look what they have done
3 on Mattes Avenue. We have ordinances that
4 they are thumbing their noses at. If
5 something like this is allowed to continue,
6 you know, we are just going to get deeper.
7 We have to get things under control and if
8 this is the first step I'm the first one to
9 stand up for it. I'm sorry.

10 MS. EVANS: Is there anything else,
11 Mr. McGoff?

12 MR. MCGOFF: No, that's all. Thank
13 you.

14 MS. EVANS: Thank you. And,
15 Councilman Rogan, do you have any comments
16 or motions?

17 MR. ROGAN: Yes. Thank you. I
18 guess I'll speak little bit about the
19 discussion we have been having. When I
20 received the proposal last week, as everyone
21 did, I read it over. I wish that all five
22 council members could negotiate as well.
23 The Sunshine Law prohibits that, even though
24 the spirit of the law isn't, you know, to
25 have -- sometimes the spirit of the law and

1 the letter of the law are different.
2 Everything should be done out in the open, I
3 think we all agree that things need to be
4 done out in the open.

5 In reading it over, I have been
6 mulling this over since I received this,
7 since I read it for the last week, the
8 question is for me and the conditions that
9 council has presented I don't know have a
10 problem with any of them. I agree, I want
11 StreetSmart just as much as anyone else up
12 here. I would like to see Mr. Scopelliti
13 replaced as one of conditions initially, but
14 I agree with a lot of conditions from
15 council.

16 The stumbling block for me is, and I
17 think what's the stumbling block for
18 everyone is the backing of authority debt.
19 The authorities are going to crumble no
20 matter what. The Parking Authority is
21 broke, let's not kid ourselves. I
22 personally think the best course of the
23 action for the city with the Parking
24 Authority is let it fail, it's going to,
25 take it back in-house, have city employees

1 run it, have the elected officials run it.

2 The parking meters with StreetSmart,
3 I believe from when Mr. Miskell said when he
4 was in here, from what other communities
5 said that StreetSmart could raise a very
6 sizable amounts of revenue from the parking,
7 from the asset we already have, but,
8 unfortunately, PEL and the Recovery Plan and
9 the mayor want to sell to the Parking
10 Authority.

11 Now, here is two bailouts for the
12 Parking Authority. One, they are trying to
13 sell the parking meters, I don't think there
14 is one person up here that wants to do that.
15 Basically it's our cash cow that not going
16 to go away. You know, the cost of
17 maintaining them is very low for what we get
18 compared to other sources of revenue.

19 The second way they are trying to
20 bail them out is by having the city back
21 their debt. It's not our debt.

22 MS. EVANS: It's the only part of
23 their debt that's not our debt because there
24 is about 40 million plus --

25 MR. ROGAN: This part is not our

1 debt.

2 MS. EVANS: -- that is our debt
3 thanks to previous council that approved all
4 of that. I never did.

5 MR. ROGAN: And not one person,
6 nobody on the majority I don't think knows
7 when this loan was exactly approved, but I
8 know I haven't voted for the city to back
9 this, the city is not backing it. I don't
10 think we should, but it comes down to at the
11 end of the day it's a tough decision. If
12 it's for the city facing payless paydays
13 which, I don't know how they are making
14 payroll this month, but they are hopefully,
15 I hope my check cashes.

16 MS. EVANS: You might be safe for
17 tomorrow.

18 MR. ROGAN: I'm hoping the check
19 cashes, but if it comes down to the prospect
20 of payless paydays, it's a tough decision to
21 weigh.

22 Getting back to the problems with
23 Berkheimer, you know, and people have
24 mentioned I know the health care law is a
25 big debate, with Berkheimer taking over

1 that's a state mandate. It wasn't something
2 that we did. It was forced down our
3 throats. People don't like that. We don't
4 like it. It's hurting the city, it's
5 hurting the city's finances.

6 You, know, for me the big difference
7 when it comes to the handling of the cash
8 when you have a tax collector he collects,
9 he gets a salary that's set by elected
10 officials. The tax collector is an elected
11 official. He is not looking to make money
12 other than his salary. He does the job, he
13 collects the taxes, he sends it out to the
14 municipalities as soon as he could, so we
15 can get the money to make payroll to pave
16 streets, salt the roads, whatever we have to
17 do.

18 When you have a for profit company
19 holding money, they are going to hold it for
20 as long as they can to make every cent of
21 interest you could and, you know, we all
22 have -- many people have savings accounts
23 and you see the very tiny amounts of
24 interest you make, like, a few thousand
25 dollars, but when you have millions of

1 dollars in an account or tens of millions of
2 dollars in an account even if it's floating
3 week to week they are making a very
4 impressive amount of income. If somebody
5 told me you could hold a million dollars for
6 a year for me and put it into a bank account
7 you are making a nice chunk of money without
8 doing anything.

9 I don't object to the -- I believe
10 there was one point -- approximately 1.4 fee
11 that they charge. It's unfortunate that we
12 have to pay the fee, but they have to pay
13 their costs. They have to pay their
14 employees, you know, it's not funded from
15 the budget the way the Single Tax Office is.
16 There has to be, you know, some way that
17 they deal with these tests, but when they
18 are holding onto the money and not releasing
19 it, it's not only Scranton, I mean, the
20 smaller municipalities as well. When they
21 are holding onto the money they are making
22 interest off your money and the city is
23 unable to pay it's bills.

24 One more comment about the Parking
25 Authority, and this is -- I don't know if

1 anyone knows the answer to this question, it
2 was brought up to me by a resident who is
3 using one of the garages, with the new
4 automated systems that were put in I
5 understand the time you clock in and you put
6 your money in and you go to your car and
7 drive out. The question that was raised to
8 me by the resident was two-fold. One, how
9 long of a grace period do you have from the
10 time you stamp your stamp your ticket and
11 make the payment to the time you leave? I
12 think ten minutes, 15 minutes is a
13 reasonable amount of time to go to your car
14 and get your things together and pull out.
15 But if there is no end period you could park
16 your car for 15 minutes, go down and pay,
17 and then you your ticket is good,
18 essentially ripping off the Authority.

19 And the second question is if I went
20 to -- I parked in the garage, out to leave
21 and paid and then decided, oh, I met a
22 friend I'm going to go have a drink with him
23 or grab dinner, could you put that ticket
24 back in to receive the amount you paid off
25 on the full amount? I don't know if anyone

1 knows. It was just brought up to me,
2 Mrs. Krake, I'll send it to you in writing
3 tomorrow.

4 MS. KRAKE: Thank you.

5 MR. ROGAN: Finally, and this has
6 been something since I have been on council
7 that I have rallied against, the mayor gave
8 the state of the city address today at
9 12:00. Most of the people in the city were
10 working. Almost every one of us was working
11 at 12:00 today. Maybe we have an hour for
12 lunch but when you work half an hour away,
13 an hour away, you can't make it.

14 Why can't Mayor Doherty come in
15 front of council, and he could even have the
16 podium here, we'll sit down there, just like
17 the president does, and speak to council and
18 the residents on the TV. You know, I think
19 it was Mr. Miller that mentioned, you know,
20 being like the president when you are
21 comparing it to the president. Mayor
22 Doherty gave the state of the city address
23 at 12:00 when nobody could attend, I wasn't
24 invited, I don't know how many council
25 members were invited, in front of a

1 handpicked group of his supporters, a
2 friendly audience. There is no dissent in
3 that room. I would gander to say that most
4 of them were donors to the mayor's campaign.

5 That would be like President Obama
6 giving the speech at noon, not televising
7 it, and only giving the speech to members of
8 his party. That would be insane. The
9 people would be rioting in the streets, but
10 Mayor Doherty does it for all these years
11 and it's been okay.

12 I would be delighted to attend to
13 hear what the mayor has to say if he would
14 come here. Even though I disagree with many
15 of his policies, I would still like to hear
16 what he says, and I think that's our
17 responsibility as council members and I
18 think the public would like to know what the
19 mayor's plans are for the city for the next
20 year for the city for the next year and what
21 is the state of the city.

22 Unfortunately, I wasn't able to
23 attend, I don't know if any of my colleagues
24 were, I know we all have busy days. If it
25 was scheduled before our council meeting or

1 we could even push the time of the council
2 meeting back to accommodate the mayor, but I
3 hope that in the future it is at night when
4 people are done working, televised in front
5 of the council and in front of the public
6 audience. And that's all for tonight.

7 MS. EVANS: Thank you. Councilman
8 Loscombe, do you have any comments or
9 motions?

10 MR. LOSCOMBE: Yes, thank you. Just
11 briefly, just a couple of things that were
12 mentioned tonight, Mr. Morgan came to the
13 podium and his -- I have to agree with him
14 1,000 percent that we do need more police
15 and firefighters, however, he comes to the
16 podium and he makes it seem like we could
17 wave a magic wand, this city council, and
18 make the changes. We have already gone
19 through the legal processes. We have
20 already done what we can do at this point to
21 bring on more manpower in both the police
22 and fire department.

23 He doesn't blame the mayor, it was
24 the mayor who cut 29 in his budget, not us.
25 We weren't able to add into our budget

1 manpower this year because that's still
2 under litigation and that's been reminded --
3 that's been brought up several times here
4 already, so this year we put some funding in
5 or utilized some funding from a grant that
6 we had and still at that point he had
7 refused to do it, but, you know, there is
8 nobody that believes more than myself that,
9 you know, we still are inadequate with our
10 protection and we still have to beef it up
11 to where everyone is safe in this city, safe
12 from crime, safe from fires, safe from any
13 accidents.

14 But, you know, Mr. Morgan and comes
15 here week after week and he makes it sound
16 like there was more than we can done. If he
17 does have the answer I wish he would share
18 it with us, but honestly we have done
19 everything we legally and possibly can do at
20 this point because I think all of us here if
21 they told us tomorrow if we vote here
22 tonight they could put 50 on tomorrow based
23 on our vote there is no doubt we would do
24 it, but it doesn't work that way, and I
25 just, you know, hope Mr. Morgan sees it. He

1 sees things a little differently, and he
2 usually leaves after his comments, so I hope
3 he hears the response.

4 And the other issue, I had met
5 yesterday, in fact, with Chief Duffy, we had
6 numerous issues to discuss, some of the
7 ordinances that we have before us based on
8 scrapping the police vehicles, we went over
9 that to clarify some of the language and
10 some of the things on that.

11 There will be -- we discussed an
12 ordinance that will be coming before us on
13 the police officers, the white tickets.
14 They are going to -- right now I guess they
15 come into the Treasurer's Office and pay
16 those in addition to the Parking Authority
17 tickets. What the police department is
18 intending on doing since their building is
19 open 24 hours a day is to pay the fines for
20 the police issued tickets at the police
21 headquarters where there is parking and you
22 can come in 24 hours a day. There is still
23 some work to be done on this and it's still
24 in the process, but it's a way to keep
25 things a little more organized. I was told

1 by Chief Duffy that sometimes they don't
2 receive the notice that a ticket was paid
3 and they end up sending police officers to
4 Court and it's costing money to send a
5 officer to Court when the thing was already
6 paid so it's supposed to be a little bit
7 easier to maintain. But again, there is
8 still work to be done on that, but he did,
9 you know, go over his ideas with me on that
10 and, of course, Attorney Hughes will be
11 looking at it also and working on it, any
12 changes or ideas.

13 There was a number of issues that I
14 had discussed with him based on citizens'
15 concerns, citizens' complaints. He was
16 aware of some of them already, some of them
17 were new and I had brought them to his
18 attention and he had taken those notes.

19 And lastly, I mean, I have been
20 asked here the last several weeks about an
21 incident involving a police officer. Well,
22 it's a very fine line right now because the
23 District Attorney's Office and the state
24 police have determined that there is no
25 criminal charges to be filed against this

1 police officer. So what Chief Duffy had
2 told me he is doing his internal
3 investigation now that it's handed back from
4 the District Attorney's Office and that he
5 will be determining what violations of
6 department policy have transpired, and he
7 assures me that, you know, this is not going
8 to be brushed under the door, he will be
9 looking at it in totality, and there will be
10 repercussions. However, since it's still in
11 the personnel department it's a personnel
12 issue and there are no criminal charges I am
13 not at liberty to release the findings or
14 the issue at this time. It could entail
15 some legal issues.

16 So I apologize, but we had a lengthy
17 discussion, Chief Duffy assured me that he
18 would let me know what the outcome will be
19 and he would be expediting it, and I think,
20 you know, through the grapevine most people
21 know who, know what, but publically it
22 cannot be broadcast until the disposition is
23 completed and perhaps it's made public at
24 this time with the news media and stuff, but
25 we are under a legal obligation as a

1 personnel matter right now that we can't go
2 any further. We have to wait for Chief
3 Duffy's disposition on this.

4 And I think that's all I have at
5 this point.

6 MR. JOYCE: Thank you, Mr. Loscombe.
7 To report, as was specified in 3-A 3-B, our
8 Tax Collector, Bill Courtright, has
9 submitted to two separate deposits into the
10 2012 TAN lockbox which is being held at
11 Fidelity Bank. These deposits were for
12 \$13,211.63 and \$1,910,472.47.

13 As one may or may not know, this
14 year there is a special agreement with the
15 tax anticipation note, commonly referred to
16 as the TAN. As part of the special
17 agreement all real estate tax revenue was
18 required by our TAN lender to be placed in
19 the lockbox for final repayment by June 30,
20 2012, or until all the balance is paid,
21 whichever comes first.

22 I have been informed by Fidelity
23 Bank that currently the balance on the 2012
24 tax participation note is \$10,185,217.80 and
25 there is currently \$4,858,954.13 in the

1 lockbox to pay it back at the present time.

2 With this being said, there is
3 approximately \$5,326,263.67 left to pay on
4 the tax anticipation note.

5 As per business administrator Ryan
6 McGowan, Mr. Courtright expects to submit
7 another deposit to the lockbox to pay back
8 the 2012 tax anticipation note within the
9 next two weeks, so we are expecting another
10 payment from our tax collector very soon,
11 and Mrs. Courtright has been doing a very
12 great job as submitting these payments on a
13 timely basis to this escrow account, that I
14 commonly refer to as the lockbox.

15 Secondly tonight, Scranton City
16 Council has been notified by State
17 Representative Kevin Murphy that
18 applications are now being accepted by the
19 Pennsylvania Department of Environmental
20 Protection for recycling program development
21 implementation grants. Recycling program
22 development and implementation grants
23 reimburse municipalities for 90 percent of
24 eligible recycling program development and
25 implementation expenses. Municipalities

1 that are considered distressed from DCED,
2 which Scranton is, recycling program
3 development and implementation grants are
4 eligible for 100 percent of approved costs.

5 With this in mind, Mrs. Krake, can
6 you please contact Director Dougher and
7 inquire whether he is considering applying
8 for this grant to enhance Scranton's
9 recycling program.

10 Business Administrator Ryan McGowan
11 has also submitted an audit status report to
12 Scranton City Council. As one knows, it is
13 of utmost important that we complete our
14 audit in a more timely manner this year as
15 exit conferences for the 2010 and 2009 audit
16 were held in 2012 and 2011, respectively,
17 which is far past the dates specified in the
18 Home Rule Charter.

19 According to Mr. McGowan's audit
20 status update report, there is a list of 32
21 items that need to be completed in order to
22 complete the audit. Some of those items
23 have been completed and many of those items
24 are projected to be completed sometime in
25 the next month and at the current moment,

1 all of those items are projected to be
2 completed by the end of the June this year.
3 There is a laundry list of the items, I
4 won't read them off one by one, they all
5 have to do with financial matters, of
6 course. He also projects that an exit
7 conference should be held during the first
8 week of the July this year, which is far
9 better off than we have seen in the past.

10 And I think there is more of a press
11 for the audit this year as opposed to years
12 in the past because this is something that
13 the banks want to see in order to provide
14 tax anticipation notes as it was required it
15 was a requirement of the 2012 tax
16 anticipation notes.

17 And finally, I do have a few
18 citizens' requests. First, residents of
19 North Scranton have informed me that the
20 condition of both Greenbush and Reese
21 Streets are subpar as there are many cracks
22 in the roads as well as potholes.

23 Mrs. Krake, with this in mind, can
24 you please inform Director Dougher of this
25 situation and ask him to handle this

1 accordingly. Residents of this street have
2 informed me that both streets have not been
3 paved in over 25 years and they would like
4 to see the streets paved if possible. These
5 are the entrances and exits to the Career
6 Technology Center in north Scranton.

7 Also, residents of the Keyser Valley
8 section have informed me that the condition
9 of the 400 and 500 block of the Dexter
10 Avenue are subpar as there are many cracks
11 and subsidences in the road making travel
12 conditions difficult.

13 Mrs. Krake, please add this to the
14 matters to contact Director Dougher about.

15 Residents in the 200 block of North
16 Everett Avenue have informed me that their
17 block is in poor condition as cracks and
18 potholes are making travel conditions very,
19 very difficult.

20 Mrs. Krake, if you could please add
21 this to the matters to address with the
22 Director Dougher.

23 And finally, Hill Section residents
24 have informed Scranton City Council about a
25 continuous problems at 738 and 740 Harrison

1 Avenue, which is a double unit. Hill
2 Section residents have notified us that
3 there is a constant loud noise, fighting and
4 foul odors emitting from the home.

5 With this in mind, Mrs. Krake,
6 please contact Mr. Seitzinger as well as
7 Chief Duffy, notify them of this situation
8 and ask them to rectify the problem in the
9 best way that they see fit. Perhaps the
10 home may not be up to code from the
11 description of the odors emitting from the
12 home and also some of the activity that has
13 been taking place. And that is all I have
14 for tonight.

15 MR. LOSCOMBE: If I could just add
16 something, Mrs. Evans, I actually drove by
17 there and I took some photographs I'll give
18 you that will apply with this here, actually
19 a lot of the siding was blowing off the
20 other day in that windstorm, so I actually
21 have pictures of that coming off and the
22 fascia hanging so there are some issues with
23 the structure there, too, and we could add
24 that the photo with the issue.

25 But there was one item I forgot to

1 mention, in my meeting with Chief Duffy he
2 asked me if I could announce this: The next
3 Citizen Police Academy is scheduled to begin
4 on Tuesday, May 8, 2012. A 14-week class to
5 be held on Tuesday evenings from 6 to 8 p.m.
6 at the new North Scranton satellite office,
7 which is at the bottom of the Morgan Highway
8 and Keyser Avenue in the plaza.

9 Applications right now they are
10 available now and they can be picked up at
11 the police headquarters or the Geico
12 Insurance Office on Keyser Avenue, and the
13 graduation for this class will occur during
14 our annual National "Night Out" Celebration
15 which is scheduled for Tuesday, August 7,
16 2012. And they are going to be holding the
17 annual "Night Out" celebration this year at
18 Scranton High School.

19 And this is a free class and also
20 part of the class you learn first aid and
21 CPR, which is also included. So if anyone
22 is interested they can pick up the
23 applications, again, at the police
24 headquarters or the Geico Insurance Office
25 on Keyser Avenue. And thank you very much.

1 MS. EVANS: Councilman Rogan?

2 MR. ROGAN: Thank you. I do this
3 every week, I have one more thing I forgot
4 to mention. Last week I mentioned the
5 sidewalks being torn up again at the corner
6 or Linden and Washington Avenue, the new
7 sidewalks that were put in, the Parking
8 Authority property, and we surprisingly
9 receive a response from Mr. Scopelliti, and
10 I thank him for the response, and I'll read
11 a summation of it.

12 What it is, it's the Scranton signal
13 project and they are saying weather
14 permitting they will start working on March
15 5 to -- it's a signalization of traffic
16 signals, things of that nature, cut curb
17 ramp sidewalks, pavement markings, traffic
18 control and miscellaneous construction.
19 It's not being done by the Parking
20 Authority, it sounds like it's still being
21 done by taxpayer dollars. I do wish there
22 was a coordination. I think it would have
23 been a lot cheaper to do everything at once
24 than to put in the sidewalks and rip them
25 out, but, you know, that is the answer and I

1 thank them for getting back to us.

2 MR. LOSCOMBE: And I apologize
3 again, but I think we are going to see a lot
4 more of that because I saw them marking
5 intersections today, the brand new sidewalks
6 down by Penn Furniture are painted up with
7 markings.

8 MR. ROGAN: I saw that as well and
9 it's unfortunate, as we mention with the
10 roads all the time.

11 MR. LOSCOMBE: Coordinating the
12 roads. They do with that with the blacktop.

13 MR. ROGAN: You know, if they are
14 going to replace the road or replace a pipe
15 under the road they don't want to pave it
16 the year before.

17 MR. LOSCOMBE: Exactly. Thank you.

18 MS. EVANS: Good evening. Included
19 on tonight's agenda in Seventh Order is a
20 resolution to enter into a contract with
21 Knowel's Associates, LLC, for insurance
22 brokerage services for insurance with
23 several companies for coverages for the
24 period April 1, 2012, through March 31,
25 2013.

1 Since 2010, Scranton City Council
2 urged that this contract be put out to bid
3 since it was never bid under the current
4 administration. When the administration
5 failed to bid the newest 2012 contract again
6 in 2011, city council amended legislation in
7 January 2010 to require that this contract
8 must be bid and that premiums for city
9 insurance coverages would be paid only for
10 the first quarter of 2012.

11 As a result, the administration
12 advertised for RFPs on February 14, 2012
13 with the submission deadline of March 1,
14 2010, less than three weeks later. Within
15 such a brief time frame it was very
16 difficult to impossible for insurance
17 companies to submit an appropriate bid.
18 Thus, Knowel's Associates was the low bidder
19 and receives the contract for the 11th
20 consecutive year.

21 Throughout the past two years, city
22 council members have noted that properties
23 which are insured by the city such as the
24 Albright Memorial Library, for example, are
25 not owned by the city. In addition, council

1 Solicitor Hughes informed me recently that
2 the vacant lot in the 500 block of
3 Lackawanna Avenue is not owned by the city,
4 yet is included among city properties which
5 the city pays to insure.

6 As a result, I directed Attorney
7 Hughes to research and amend the current
8 resolution in order to include much needed
9 corrections and changes with the goal of the
10 saving taxpayers money and opening the
11 bidding process in a more appropriate and
12 fair manner to all bidders.

13 In summary, the amendments include
14 the following: (1). No fee will be paid to
15 the broker of the record and if a fee were
16 paid for the first quarter of 2012 it must
17 be recovered by the city.

18 (2). The next contract must be bid
19 by December 1, 2012 with a bid opening of
20 March 1, 2013, thereby, providing bidders
21 with a 90-day period in which to fully
22 prepare their bids.

23 (3). The business administrator
24 will review Schedule A, determine if the
25 city is paying premiums on property it

1 doesn't own and/or in which it has no
2 insurable interest and delete such
3 properties from the contract and the
4 coverages.

5 Attorney Hughes, do you have any
6 comments you wish to add?

7 MR. HUGHES: No, not really, I think
8 you summarized it very well. I would state
9 that I did get a call last Friday after last
10 week's meeting from the insurance man who
11 watched the program and stated that he is
12 interested in submitting a bid next year,
13 stated that I was correct that if the city
14 does not own any of those buildings it does
15 not have an insurable interest in it, and it
16 is just throwing the premium away.

17 The property at the corner of the
18 500 block of Lackawanna Avenue, 500 of
19 Lackawanna Avenue is and never was owned by
20 the City of Scranton. It was a parking lot
21 owned by M & S. It was condemned by the
22 Scranton Redevelopment Authority. I
23 represented the owners, I filed preliminary
24 objections, those preliminary objections
25 were ultimately settled. The Scranton

1 Redevelopment Authority purchased 500 of
2 Lackawanna Avenue, it's approximately 35
3 feet wide and about 100 feet long down on
4 South Washington Avenue, and Scranton
5 Redevelopment Authority immediately conveyed
6 it to the developer, and it says in the
7 specifications that there is a building on
8 it, so I have no idea what is being paid and
9 what the premium being paid on that is.

10 And that's why, you know, in looking
11 everything over here, you know, the city
12 could be paying tens of thousands of dollars
13 on insurance on properties it doesn't own,
14 and I'm not just talking from a real estate
15 standpoint, but also on other property, and
16 I think that that should be looked into.
17 And I do know one insurance broker that did
18 pick up the bid specs, but he could not put
19 a bid in because of the fact that they
20 needed at least -- up to 90 days to really
21 review the bid specs and to submit a bid, so
22 I think that with this and the bidding it
23 next year there is a possibility that there
24 is a substantial amount of money should be
25 saved by the city.

1 MS. EVANS: Thank you, Attorney
2 Hughes. By amending this legislation
3 tonight, city council hopes to correct the
4 insurance coverages, save money and offer a
5 fair bidding process to all insurance
6 companies later this year.

7 Next, progress is made daily as the
8 mayor and council officers continual to meet
9 and discuss significant financial and public
10 safety matters as well as initiatives for
11 the Revised Recovery Plan. After the joint
12 plan is drafted and reviewed by the mayor,
13 BA, Council Finance Chair and myself, copies
14 will be distributed to city council members
15 for their review, additions and deletions.

16 Thereafter, the joint plan developed
17 by the administration and all of city
18 council will be submitted to the
19 Pennsylvania Economy League and the people
20 of Scranton for review and input.

21 Next, Mayor Doherty, as has been
22 discussed several times previously tonight,
23 delivered his state of the city address
24 earlier today at the Greater Scranton
25 Chamber of Commerce. Although I received my

1 first invitation to his presentation, I did
2 not attend. I continue to believe, as I
3 have since 2004, my first year in this
4 office, that a mayor of any municipality
5 should offer his address not only to the
6 business community but also to all
7 interested city residents and all city
8 council members.

9 It's my understanding as well that
10 Mr. Rogan, Mr. Joyce, and Mr. Loscombe did
11 not receive invitations. I didn't speak
12 with Mr. McGoff about it, so I can't comment
13 but --

14 MR. MCGOFF: I did, and I attended.

15 MS. EVANS: I feel that all of
16 council, as I said, should have been invited
17 and the address should have been offered in
18 front of the taxpayers and residents of the
19 City of Scranton, and that's it.

20 MS. KRAKE: 5-B. AMENDING FILE OF
21 COUNCIL NO. 40, 2010, ENTITLED, "AN
22 ORDINANCE AUTHORIZING THE MAYOR AND OTHER
23 APPROPRIATE OFFICIALS OF THE CITY OF
24 SCRANTON TO TAKE ALL NECESSARY ACTIONS TO
25 IMPLEMENT THE CONSOLIDATED SUBMISSION FOR

1 COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS
2 TO BE FUNDED UNDER THE COMMUNITY DEVELOPMENT
3 BLOCK GRANT (CDBG) PROGRAM, HOME INVESTMENT
4 PARTNERSHIP (HOME) PROGRAM AND EMERGENCY
5 SHELTER GRANT (ESG) PROGRAM, BY AMENDING
6 THE CONSOLIDATED PLAN AND THE 2011 ACTION
7 PLAN TO ACCEPT, RECEIVE AND DISBURSE
8 \$84,412.00 ADDITIONAL FUNDING UNDER A NEW
9 PROGRAM UNDER THE HOMELESS EMERGENCY
10 ASSISTANCE AND RAPID TRANSITION TO HOUSING
11 ACT OF 2009 (HEARTH ACT), ENACTED INTO LAW
12 ON MAY 20, 2009, CONSOLIDATING THREE OF THE
13 SEPARATE HOMELESS ASSISTANCE PROGRAMS
14 ADMINISTERED BY THE U.S. DEPARTMENT OF
15 HOUSING AND URBAN DEVELOPMENT (HUD) UNDER
16 THE MC KINNEY-VENTO HOMELESS ASSISTANCE ACT
17 INTO A SINGLE GRANT PROGRAM AND REVISES THE
18 EMERGENCY SHELTER GRANT PROGRAM AND RENAME
19 IT THE EMERGENCY SOLUTIONS GRANTS (ESG)
20 PROGRAM.

21 MS. EVANS: At this time I'll
22 entertain a motion that Item 5-B be
23 introduced into its proper committee.

24 MR. ROGAN: So moved.

25 MR. JOYCE: Second.

1 MS. EVANS: On the question? All
2 those in favor of introduction signify by
3 saying aye.

4 MR. MCGOFF: Aye.

5 MR. ROGAN: Aye.

6 MR. LOSCOMBE: Aye.

7 MR. JOYCE: Aye.

8 MS. EVANS: Aye. Opposed? The ayes
9 have it and so moved.

10 MS. KRAKE: 5-C. ESTABLISHING A NO
11 PARKING ZONE IN THE 700 BLOCK OF CEDAR
12 AVENUE (S.R. 3023) ON THE WESTERN MOST SIDE
13 OF SAID STREET PURSUANT TO THE HIGHWAY
14 OCCUPANCY PERMIT APPLICATION OF CITIZENS
15 SAVINGS BANK FROM SR 3023 SEGMENT 0050
16 OFFSET 0397 TO SR 3023 SEGMENT 0050 OFFSET
17 0532 FOR A DISTANCE OF ONE HUNDRED THIRTY
18 FIVE (135) FEET.

19 MS. EVANS: At this time I'll
20 entertain a motion that Item 5-C be
21 introduced into its proper committee.

22 MR. ROGAN: So moved.

23 MR. JOYCE: Second.

24 MS. EVANS: On the question? All
25 those in favor of introduction signify by

1 saying aye.

2 MR. MCGOFF: Aye.

3 MR. ROGAN: Aye.

4 MR. LOSCOMBE: Aye.

5 MR. JOYCE: Aye.

6 MS. EVANS: Aye. Opposed? The ayes
7 have it and so moved.

8 MS. KRAKE: 5-D. AUTHORIZING THE
9 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
10 FOR THE CITY OF SCRANTON TO ENTER INTO A
11 LOAN AGREEMENT AND MAKE A LOAN FROM THE
12 COMMERCIAL INDUSTRIAL REVOLVING LOAN
13 PROGRAM, PROJECT NO. 150.33 IN AN AMOUNT NOT
14 TO EXCEED \$150,000.00 TO 520 MADISON AVENUE
15 ASSOCIATES, LLC TO ASSIST AN ELIGIBLE
16 PROJECT.

17 MS. EVANS: At this time I'll
18 entertain a motion that Item 5-D be
19 introduced into its proper committee.

20 MR. ROGAN: So moved.

21 MR. MCGOFF: Second.

22 MS. EVANS: On the question?

23 MR. LOSCOMBE: I just have a
24 question on the security of this loan, it
25 says, "The loan shall be secured and the

1 repayment guaranteed by the following: (A),
2 the note and (B) an absolute unconditional
3 and irrevocable personal guarantee of the
4 loan by 520 Madison Avenue Associates, LLC,
5 and it's principals in a form satisfactory
6 to the city."

7 What's the form satisfactory to the
8 city? Perhaps -- shouldn't it be more
9 specific?

10 MR. HUGHES: Is this --

11 MR. LOSCOMBE: This is on page four.

12 MR. HUGHES: This the first reading
13 right?

14 MS. EVANS: Yes.

15 MR. LOSCOMBE: Yes.

16 MR. HUGHES: Ordinarily an LLC, not
17 ordinarily, legally an LLC is like a
18 corporation, it has limited -- the owners
19 have limited liability. What would happen
20 is that the principals, I don't even know
21 who the principals are, the way that I
22 always did them when I was with the
23 Redevelopment Authority is that either a
24 personal guarantee of every corporate
25 stockholder, and that would be every member

1 of the LLC, would have their unconditional
2 personal guarantee of the loan. And a forum
3 satisfactory, I mean, the city would draft
4 it, so it would have be satisfactory to
5 them. I don't even know who is doing this
6 legal work, I think it might be Jim
7 Mulligan, but that would be that every
8 member of the LLC would have the personal
9 guarantee. Now, whether they include
10 spouses, that should also be included on any
11 type of guarantee.

12 MR. LOSCOMBE: I'm just looking at
13 this just making sure that, you know --

14 MS. EVANS: Would you like to
15 request that?

16 MR. LOSCOMBE: Request what the
17 guarantee is to determine -- sure. Perhaps
18 through Nancy.

19 MS. EVANS: Yes. Mrs. Krake, can
20 you send a letter to OECD to the attention
21 of Ms. Aebli, the director, as well as
22 Attorney Mulligan, the solicitor, for a
23 response?

24 MR. LOSCOMBE: Very good. You
25 covered that for me.

1 MS. EVANS: And I think in addition,
2 I'll vote to introduce it tonight, but we
3 are conducting further research on this
4 particular matter, and I believe the final
5 vote would be taken --

6 MR. ROGAN: Two weeks.

7 MS. EVANS: In two weeks. It's an
8 ordinance or resolution?

9 MR. ROGAN: I believe it's two
10 weeks.

11 MS. EVANS: Well, either way we have
12 time. Mrs. Krake, did you have any idea?

13 MS. KRAKE: Yes, I have to see the
14 front for one second. It's a resolution.

15 MS. EVANS: It's a resolution so
16 next week will be the final. Is there
17 anyone else on the question? All those in
18 favor of introduction signify by saying aye.

19 MR. MCGOFF: Aye.

20 MR. ROGAN: Aye.

21 MR. LOSCOMBE: Aye.

22 MR. JOYCE: Aye.

23 MS. EVANS: Aye. Opposed? The ayes
24 have it and so moved.

25 MS. KRAKE: SIXTH ORDER. NO

1 BUSINESS AT THIS TIME. SEVENTH ORDER. 7-A.
2 FOR CONSIDERATION BY THE COMMITTEE ON
3 FINANCE FOR ADOPTION-FILE OF COUNCIL NO. 27,
4 2012 - CREATING AND ESTABLISHING A NEW
5 ACCOUNT FOR THE CITY OF SCRANTON'S OFFICE OF
6 ECONOMIC AND COMMUNITY DEVELOPMENT ("OECD")
7 TITLED COMMUNITY DEVELOPMENT BLOCK GRANT
8 PROGRAM ACCOUNT NO. 17A0101 FOR THE RECEIPT
9 AND DISBURSEMENT OF COMMUNITY DEVELOPMENT
10 BLOCK GRANT-COMMERCIAL/INDUSTRIAL REVOLVING
11 LOAN FUND (CDBG C/I RFL FUNDS) RECEIVED FROM
12 THE DEPARTMENT OF HOUSING AND URBAN
13 DEVELOPMENT ("HUD").

14 MS. EVANS: What is the
15 recommendation of the Chair for the
16 Committee on Finance?

17 MR. JOYCE: As Chairperson for the
18 Committee on Finance, I recommend final
19 passage of Item 7-A.

20 MR. ROGAN: Second.

21 MS. EVANS: On the question?

22 MR. ROGAN: Yes. Why was this
23 placed into the Committee on Finance and not
24 the Committee on Community Development since
25 it is CDBG funds?

1 MS. EVANS: I don't know.

2 MR. JOYCE: I don't know either.

3 MR. ROGAN: I don't have a problem
4 with that -- I don't know if it was a
5 mistake that was --

6 MS. EVANS: Probably just an error.

7 MR. JOYCE: I would think just
8 because it was establishing an account maybe
9 or --

10 MS. KRAKE: Yes, establishing
11 accounts we normally put into finance.

12 MR. ROGAN: Okay.

13 MS. EVANS: Anyone else? Roll call,
14 please?

15 MS. CARRERA: Mr. McGoff.

16 MR. MCGOFF: Yes.

17 MS. CARRERA: Mr. Rogan.

18 MR. ROGAN: Yes.

19 MS. CARRERA: Mr. Loscombe.

20 MR. LOSCOMBE: Yes.

21 MS. CARRERA: Mr. Joyce.

22 MR. JOYCE: Yes.

23 MS. CARRERA: Mrs. Evans.

24 MS. EVANS: Yes. I hereby declare
25 Item 7-A legally and lawfully adopted.

1 MS. KRAKE: 7-B. FOR CONSIDERATION
2 BY THE COMMITTEE ON FINANCE FOR ADOPTION-
3 RESOLUTION NO. 15, 2012 - AUTHORIZING THE
4 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
5 TO EXECUTE AND ENTER INTO A CONTRACT WITH
6 KNOWLES ASSOCIATES, L.L.C., FOR INSURANCE
7 BROKERAGE SERVICES FOR INSURANCE WITH
8 HOUSING AND REDEVELOPMENT INSURANCE EXCHANGE
9 (H.A.R.I.E.), INDIAN HARBOR INSURANCE
10 COMPANY/XL INSURANCE, PHILADELPHIA INDEMNITY
11 INSURANCE COMPANY, SAFETY NATIONAL INSURANCE
12 COMPANY AND SCOTTSDALE INSURANCE COMPANY FOR
13 CITY INSURANCE COVERAGES FOR THE PERIOD
14 APRIL 1, 2012 THROUGH MARCH 31, 2013.

15 MR. LOSCOMBE: At this time I would
16 like to make a motion to amend Item 7-B by
17 the following:

18 1. In the summary title, inserting
19 after March 31, 2014 "PRECLUDING THE PAYMENT
20 OF ANY FEES TO KNOWLES ASSOCIATES, LLC. AS
21 BROKER OF RECORD, REQUIRING THE PUBLIC
22 BIDDING OF THE CITY'S INSURANCE FOR THE
23 FISCAL YEAR APRIL 1, 2013 TO MARCH 31, 2014
24 AND REQUIRING THE BUSINESS ADMINISTRATOR TO
25 REVIEW SCHEDULE "A" ATTACHED HERETO AND

1 DELETE ANY PROPERTY IN WHICH THE CITY DOES
2 NOT HAVE AN INSURABLE INTEREST AND RECOVER
3 PREMIUMS PAID.

4 2. Inserting a fifth WHEREAS
5 clause as follows:

6 "WHEREAS, Knowles Associates, LLC
7 ("Knowles") was the City of Scranton's
8 broker of record for the City's insurance
9 policies which were placed with Housing and
10 Redevelopment Insurance Exchange
11 (H.A.R.I.E.), Indian Harbor Insurance
12 Company/XL Insurance, Philadelphia Indemnity
13 Insurance Company, Safety National Insurance
14 Company and Scottsdale Insurance Company
15 ("Insurance Companies") for Insurance
16 coverage for the calendar year period from
17 January 1, 2012 to December 31, 2012, which
18 was approved the Council of the City of
19 Scranton by Resolution 2, 2012, as amended,
20 and executed by the Mayor on January 23,
21 2012; and"

22 3. Inserting a sixth "WHEREAS"
23 clause as follows:

24 WHEREAS, Council amended Resolution
25 2, 2012, to authorize the payment of

1 premiums to the Insurance Companies for the
2 first quarter only from January 1, 2012 to
3 March 31, 2012 and required that the City
4 publically bid the City's insurance
5 coverages; and"

6 4. Inserting a seventh WHEREAS
7 clause as follows:

8 "Knowles, as the City's Broker of
9 Record, submitted the only bid to provide
10 insurance coverages by the Insurance
11 Companies for the City for the fiscal year,
12 April 1, 2012 to March 31, 2013 (the "fiscal
13 year"); and"

14 5. Inserting an eighth WHEREAS
15 clause as follows:

16 "WHEREAS, since Knowles is either
17 an agent for or broker for the Insurance
18 Companies and is also the Broker of Record
19 for the City and receives a fee from the
20 City as the Broker of Record and Knowles was
21 the only bidder to provide insurance
22 coverage by the Insurance Companies to the
23 City, Knowles shall not be entitled to be
24 paid a fee as broker of Record for the first
25 quarter insurance policies as authorized by

1 Resolution 2, 2012 or for any Broker of
2 Record fees for the Fiscal Year coverage
3 authorized by this Resolution; and"

4 6. Inserting a ninth "WHEREAS"
5 clause as follows:

6 "WHEREAS, the City of Scranton to
7 comply with Ordinance, File of Council Nos.
8 14, 2010 and 41, 2010 for the fiscal year
9 April 1, 2013 to March 31, 2014, must
10 develop a bid proposal for insurance agents
11 and brokers to submit bids for the City's
12 insurance for Property, Equipment and
13 Equipment Breakdown, General Liability,
14 Crime (Employee Dishonesty and Money), and
15 Commercial Automobile Coverage to be bid by
16 December 1, 2012 which bids are to be
17 received and opened on March 1, 2013;"

18 7. Inserting a tenth WHEREAS
19 clause as follows:

20 "WHEREAS, upon review of Schedule
21 "A" to this Resolution, it has been
22 discovered that the City has insured real
23 estate to which it does not own or have an
24 insurable interest, including but not
25 limited to page 2, Premises 10, 500 Vine

1 Street, Premises 11, 1032 Green Ridge
2 Street, and Premises 32, 500 Lackawanna
3 Avenue, the Business Administrator shall
4 review Schedule "A" and delete from coverage
5 any property, real or personal, which is not
6 owned by the City in which the City does not
7 have an insurable interest and obtain a
8 rebate of all premiums paid.

9 8. Also, in the NOW THEREFORE
10 CLAUSE, in the thirteenth line after
11 thereto, inserting: "Recover from Knowles,
12 any fees paid as Broker of Record, for
13 insurance placed during the first quarter of
14 January 1, 2012 to March 31, 2012 and not
15 pay any fee to Knowles as Broker of Record
16 for the first quarter, January 1, 2012 to
17 March 31, 2012 or the fiscal year from April
18 1, 2012 to March 31, 2013 and comply with
19 File of Council Nos. 14 and 41, 2010 by
20 developing a bid proposal for insurance
21 brokers to submit bids for the City's
22 insurance coverage for Property, Equipment
23 and Equipment Breakdown, General Liability,
24 Crime (Employee Dishonesty and Money), and
25 Commercial Automobile Coverages to be bid

1 December 1, 2012 and to be received and
2 opened on March 1, 2013 and the Business
3 administrator shall review Schedule "A" and
4 delete coverage on any property, real or
5 persona, which is not owned by the City and
6 obtain a rebate of all premiums paid during
7 the First Quarter or the Fiscal Year.

8 MS. EVANS: There is a motion to
9 amend Item 7-B, is there a second?

10 MR. ROGAN: Second.

11 MS. EVANS: On the question?

12 MR. MCGOFF: Yes. Could I ask
13 Mr. Loscombe, why we are precluding the
14 payment of the fees to Knowel's Associates?

15 MR. LOSCOMBE: Accordingly, I
16 believe the original ordinance pays a fee
17 plus commissions. An insurance broker would
18 be receiving commissions on these here, so
19 it's not necessary to pay a fee on top of
20 that.

21 MR. ROGAN: I would just add, there
22 is a lot there, that's a mouthful, but from
23 reading it over and in the conversations
24 I've had the bottom line is the amendment
25 saves the city money, so I'll be voting for

1 it.

2 MR. MCGOFF: I'd also -- we are once
3 again receiving in Seventh Order receiving
4 three pages worth of amendments and being
5 asked to vote on something with only one
6 kind of look at it. Again, it would be -- I
7 think it would be -- we would be better
8 served if these things were discussed
9 beforehand so that we could get a better
10 understanding of what the amendments are
11 rather than seeing them for the first time
12 in Seventh Order.

13 And also the third thing I have,
14 there are a number of things in here that I
15 agree with, there is a number of things that
16 I don't agree with it. It's a difficult to
17 vote on eight amendments as a package.

18 Again, I know it takes time to do
19 it, but if these were presented as separate
20 amendments then you could vote on them, ones
21 that you agree with and ones that you may
22 disagree with it.

23 MS. EVANS: I did ask our solicitor
24 during last week's public meeting to review
25 the legislation and to draft amendments to

1 it.

2 In addition, I might look back on
3 the rental registration legislation and I
4 received my copy the day of the vote. Now
5 granted, this was ongoing for a few weeks so
6 I know that I submitted recommendations,
7 Mr. Joyce submitted them, there were private
8 meetings with Attorney Kelly, and I think
9 Mr. McGoff and Mr. Loscombe and another
10 meeting between Mr. McGoff and Mr. Rogan,
11 however, it was my belief that after this
12 program had been allowed to languish for at
13 least three years, possibly more, and it had
14 been put into a budget for increasing
15 amounts of money starting back in I think
16 2008 or 2009, I wanted to see it done.

17 And though I got the amendments the
18 day of the final vote and though there were
19 certainly more than one amendment, I didn't
20 find it objectionable because I felt it was
21 the right thing to do, it was three years
22 overdue, and I wanted to get it moving
23 along.

24 MR. ROGAN: But if I could just add,
25 I do agree with what Mr. McGoff is saying.

1 It frustrates me more than anything getting
2 something the day of the vote, and luckily I
3 was here to discuss this with Mrs. Evans
4 week. I would like to see everything voted
5 on separately as far as amendments go, I
6 would love -- and we'd have to start the
7 meetings at 3:00, but for the budget I would
8 love to vote line by line instead of voting
9 as a package, I think it would, you know,
10 give each council -- or it would show a
11 little bit more of what each council person
12 supports as opposed instead of when you get
13 a package -- you know, when you get a giant
14 package you are never going to support
15 everything. You have to weigh the good with
16 the bad.

17 As far as this specifically goes, I
18 do think it will save the city money that's
19 why I support it, but I do agree with, you
20 know, the idea of having amendments
21 separately instead of as a package.

22 MR. LOSCOMBE: If I could just add
23 right now, Mr. Rogan.

24 MR. ROGAN: Yes.

25 MR. LOSCOMBE: Just to clarify this

1 in a nutshell, a lot of this is repetitious
2 legal language which has to be done for the
3 ordinance. In a nutshell what we are doing
4 is asking for this be bid out, putting the
5 bid packets out next December and the bids
6 completed for March, and I'm just -- if I'm
7 off on the dates, but that's -- in March so
8 it gives at least a 90-day window for other
9 insurance companies around here the
10 opportunity to do their due diligence and
11 get the correct values and stuff like that.

12 As far as the question on the fees,
13 every insurance agent receives a commission.
14 That's their pay, that's their fees. To pay
15 anything in addition to that, like 10,000 or
16 whatever you the amount was, especially for
17 someone who has continued to let properties
18 on here that are insurable it should be a
19 final rather than a payment, but, you know,
20 when you are paid that kind of money you
21 should be doing your homework and you should
22 be looking at these things, especially for
23 the amount of money that these policies
24 cost.

25 A good broker would be worth his

1 salt getting his payment if he saved the
2 city money by producing this every year and
3 say, "Hey, this isn't one of our properties
4 or that isn't."

5 That's just one example, but
6 basically that's what we are doing. We are
7 cleaning the slate, anybody could bid, and
8 again, it may the same broker next year that
9 carries it, but at least we are putting a
10 level playing field out for everyone to get
11 an opportunity to do it. That wasn't done
12 in the original intention on this year on
13 our insurance coverages.

14 And if we start watching everything
15 like we are doing between, you know, the
16 Parking Authority and stuff like this, maybe
17 we could get the city back to fiscal
18 responsibility. Something has been lacking
19 for years, but it takes little steps like
20 this. It's taken ten years to get us in the
21 hole, we have to take these little steps to
22 step our way back out.

23 But basically there might be eight
24 pieces on here, but the whole thing in a
25 nutshell is we are going to bid it out and

1 no fees and for the business administrator
2 to review the schedule of the properties and
3 delete anything that's not insurable that
4 doesn't belong to the city. I don't know
5 how much more cut and dry I could say it.

6 MS. EVANS: I just wanted to add
7 that the legislation was submitted to
8 council's office, it was placed on the
9 agenda last week in a timely manner. Today
10 I believe is March 29, the contract expires
11 March 31, so if you had a problem with
12 tonight's amendments you would, in fact,
13 either be leaving the city uninsured or you
14 would be voting without these amendments to
15 just provide another give away to Knowel's
16 Associates for the 11th year in a row.

17 I guess the final thing I want to
18 say is I'm just I guess a bit surprised over
19 the reaction to amendments to -- which are
20 corrections to that are much needed and long
21 overdue, yet a week ago tonight we had no
22 objections to "X" amount of amendments being
23 presented in a package with rental
24 registration of the.

25 MR. MCGOFF: If you remember last

1 week, since you brought it up, I asked
2 before the meeting --

3 MS. EVANS: Yes, as we were walking
4 in.

5 MR. MCGOFF: I asked you before the
6 meeting in the office --

7 MS. EVANS: Does anyone have an
8 objection.

9 MR. MCGOFF: If anybody has any
10 objections or should we do these separately
11 and all members said, "No, fine. We will
12 vote on them as a package."

13 MS. EVANS: No, I think --

14 MR. MCGOFF: That they were
15 acceptable. Yes, that's exactly what
16 happened.

17 MS. EVANS: Well, what I recall is
18 that you asked if anyone had any objections
19 because if we did you would change them now
20 before we went out on the floor. But that
21 is neither here nor there, and if there is
22 nothing further all those in favor signify
23 by saying aye.

24 MR. ROGAN: Aye.

25 MR. LOSCOMBE: Aye.

1 MR. JOYCE: Aye.

2 MS. EVANS: Aye. Opposed?

3 MR. MCGOFF: No.

4 MS. EVANS: The ayes have it and so
5 moved. What is the recommendation of the
6 Chair for the Committee on Finance?

7 MR. JOYCE: As Chairperson for the
8 Committee on Finance, I recommend final
9 passage of Item 7-B.

10 MR. ROGAN: Second.

11 MS. EVANS: As amended.

12 MR. JOYCE: As amended, sorry.

13 MR. ROGAN: Still second.

14 MS. EVANS: On the question? Roll
15 call, please.

16 MS. CARRERA: Mr. McGoff.

17 MR. MCGOFF: No.

18 MS. CARRERA: Mr. Rogan.

19 MR. ROGAN: Yes.

20 MS. CARRERA: Mr. Loscombe.

21 MR. LOSCOMBE: Yes.

22 MS. CARRERA: Mr. Joyce.

23 MR. JOYCE: Yes.

24 MS. CARRERA: Mrs. Evans.

25 MS. EVANS: Yes. I hereby declare

1 Item 7-B, as amended, legally and lawfully
2 adopted.

3 MS. KRAKE: 7-C. FOR CONSIDERATION
4 BY THE COMMITTEE ON COMMUNITY DEVELOPMENT
5 FOR RESOLUTION NO. 16, 2012 - AUTHORIZING
6 THE MAYOR AND OTHER APPROPRIATE CITY
7 OFFICIALS TO EXECUTE AND ENTER INTO
8 SUPPLEMENTAL ENGINEERING AGREEMENT NUMBER
9 041746-C WITH BUCHARTHORN, INC. TO AMEND THE
10 AGREEMENT TO INCLUDE THE REVISED OFFSET
11 PROVISION; TO INCLUDE THE REVISED CONTRACTOR
12 RESPONSIBILITY PROVISIONS; TO REVISE THE
13 NONDISCRIMINATION/SEXUAL HARASSMENT CLAUSE;
14 TO INCLUDE THE REVISED CONTRACTOR INTEGRITY
15 CLAUSE; TO INCLUDE THE CONTRACT
16 PROVISIONS-RIGHT-TO-KNOW LAW 8-K-1532; TO
17 PROVIDE FOR, UNDER PART II, ADDITIONAL
18 HOURS FOR UPDATING AND RESUBMISSION OF
19 PERMIT APPLICATIONS, PLANS, SPECIFICATIONS
20 AND COST ESTIMATES AND FOR AN INCREASE IN
21 COST UNDER PART II OF THE AGREEMENT OF
22 \$71,004.03 FOR THE ROCKWELL AVENUE BRIDGE
23 PROJECT.

24 MS. EVANS: What is the
25 recommendation of the Chair for the

1 Committee on Finance?

2 MR. JOYCE: As Chairperson for the
3 Committee on Finance, I recommend final
4 passage of Item 7-C.

5 MR. ROGAN: Second.

6 MS. EVANS: On the question? Roll
7 call, please?

8 MS. CARRERA: Mr. McGoff.

9 MR. MCGOFF: Yes.

10 MS. CARRERA: Mr. Rogan.

11 MR. ROGAN: Yes.

12 MS. CARRERA: Mr. Loscombe.

13 MR. LOSCOMBE: Yes.

14 MS. CARRERA: Mr. Joyce.

15 MR. JOYCE: Yes.

16 MS. CARRERA: Mrs. Evans.

17 MS. EVANS: Yes. I hereby declare
18 Item 7-C legally and lawfully adopted. I'll
19 entertain a motion to adjourn.

20 MR. JOYCE: Motion to adjourn.

21 MS. EVANS: This meeting is
22 adjourned.

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C E R T I F I C A T E

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I hereby certify that the proceedings and evidence are contained fully and accurately in the notes of testimony taken by me at the hearing of the above-captioned matter and that the foregoing is a true and correct transcript of the same to the best of my ability.

CATHENE S. NARDOZZI, RPR
OFFICIAL COURT REPORTER